

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

RULE NOS.:	RULE TITLES:
5H-1.006	Definitions
5H-1.007	Content of Dealers Records
5H-1.008	Guidelines for Imposing Administrative Penalties

PURPOSE AND EFFECT: To provide a definition of tropical foliage, define the contents of records to be kept by licensed dealers in agricultural products, and to provide guidelines for imposing administrative penalties for violations.

SUBJECT AREA TO BE ADDRESSED: ADL (Agricultural Dealer's Licenses).

RULEMAKING AUTHORITY: 604.27 FS.

LAW IMPLEMENTED: 604.15, 604.22, 604.27, 604.30 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: Chris Green, Chief, Bureau of Agricultural Dealer's Licenses, 407 South Calhoun Street, 2nd Floor, Mayo Building, Tallahassee, Florida 323299-0800

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5H-1.006 Definitions.

For the purpose of this chapter, the definitions in Section 604.15, Florida Statutes, and the following shall apply. Tropical Foliage means any kind of herbaceous plants, originally from tropical climates, that are grown and sold as potted plants, cut foliage or interiorscape primarily for the decorative value of their leaves. Excluded from this definition are woody temperate zone plants, such as trees, shrubs or woody vines

Rulemaking Authority 604.27 FS. Law Implemented 604.15, 604.27 FS. History--New _____.

5H-1.007 Content of Dealers Records

In accordance with Section 604.22, Florida Statutes, each licensed dealer shall preserve for at least eighteen (18) months a record of each transaction involving agricultural products. The preserved record may take the form of an invoice, bill of sale, manifest, or other written document showing the date of

sale, the name and address of the seller, and the kind or common name and quantity of each agricultural product included in the transaction.

Rulemaking Authority 604.27 FS. Law Implemented 604.22, 604.27 FS. History--New _____.

5H-1.008 Guidelines for Imposing Administrative Penalties.

(1) This rule sets forth the guidelines the Department will follow in imposing the penalties authorized under Chapter 604, F.S. These guidelines list aggravating and mitigating factors that, if present, will reduce or increase penalties to be imposed. No aggravating factors will be applied to increase a fine imposed for a single violation above the statutory maximum of \$2,500 per violation. Multiple counts of the violated provision or a combination of the listed violations will be added together to determine an overall total penalty and will be grounds for enhancement of penalties.

(2) The Department will enforce compliance with Chapter 604, F.S., and this rule chapter by issuing an Administrative Complaint for violations.

(3) Aggravating and Mitigating Factors. The Department will consider aggravating and mitigating factors in determining the penalty to be imposed for violations of Chapter 604, F.S., and this rule chapter. The factors shall be applied against each single count of the listed violation.

(a) Aggravating Factors:

1. Whether a complaint(s) have been filed against the Respondent by a producer (or their agent) of agricultural products in Florida.

2. The violation caused or has the potential to cause harm to a Florida agricultural producer and the degree or extent of such harm.

3. Previous violations for the same or a similar offense that resulted in enforcement action.

4. The length of time the business has been in operation and the violation history over the past three years.

5. The violation existed for an extended period of time.

6. The violation was repeated within a short period of time.

7. The violator impeded, or otherwise failed to cooperate with, the Department's inspection and/or investigation.

8. Previous disciplinary action against the violator in this or any other jurisdiction and the deterrent effect of the penalty imposed.

9. Undue delay in initiating or completing, or failure to take, affirmative or corrective action after receipt of the Administrative Complaint.

10. Whether the violation resulted from negligence or an intentional act.

11. The cost of enforcement action.

12. The number of other violations proven in the same proceeding.

13. The economic benefit to the violator.

(b) Mitigating Factors:

1. Any documented efforts by the violator at corrective action.

2. Whether intentional actions of another party prevented the violator from complying with the applicable laws or rules.

3. Financial hardship.

4. Acts of God or nature that impairs the ability of the violator to comply with Chapter 604, F.S., and this rule chapter.

5. The violation has a low risk of, or did not result in, harm to a Florida agricultural producer.

6. The violator expeditiously took affirmative or corrective action after it received written notification of the violation.

7. The number and seriousness of the counts in the Administrative Complaint.

8. If a repeat violation, whether three years has passed since the prior violation.

(4) Penalties.

(a) Minor Violations. A violation of Chapter 604, F.S., or this rule chapter is a minor violation if it does not result in economic or physical harm to a Florida producer or create a significant threat of such harm. Minor violations shall result in the issuance of an Administrative Complaint and imposition of an administrative fine of \$500.00 per violation, for first time offenders. Aggravating factors, as defined in paragraph (3)(a) of this rule, shall warrant the adjustment of the fine upward, but no fine shall exceed the statutory maximum as outlined in Section 604.30(3)(a), F.S. Mitigating factors, as defined in paragraph (3)(b) of this rule, shall warrant the adjustment of the fine downward. For the purposes of this rule, the following violations shall be considered minor violations:

1. Failure to have a license pursuant to Section 604.17, F.S., where the surety bond or certificate of deposit required under Section 604.20(1), F.S., is less than \$15,000.

2. Failure to provide delivery tickets after delivery of grain, Section 604.32, F.S.

3. Failure to submit monthly grain dealer reports, Section 604.33, F.S.

(b) Major Violations. A violation of a Chapter 604, F.S., or this rule chapter is a major violation if it results in economic or physical harm to a Florida producer or creates a significant threat of such harm. Major violations shall result in the issuance of an Administrative Complaint and imposition of an administrative fine of \$1,000.00 per violation, for first time offenders, and \$2,500 per violation, for second-time or repeat offenders. Aggravating factors, as defined in paragraph (3)(a) of this rule, shall warrant the adjustment of the fine upward, but no fine shall exceed the statutory maxima as outlined in Section 604.30(3)(a), F.S. Mitigating factors, as defined in

paragraph (3)(b) of this rule, shall warrant the adjustment of the fine downward. For the purposes of this rule, the following violations shall be considered major violations:

1. Failure to have a license pursuant to Section 604.17, F.S., where the surety bond or certificate of deposit required under Section 604.20(1), F.S., is equal to or greater than \$15,000.

2. Failure to have a license pursuant to Section 604.17, F.S., when a Florida producer has filed a claim against the Respondent under Section 604.21, F.S.

3. Failure to increase the amount of surety bond or certificate of deposit after receiving notice that such increase is required under Section 604.20(2), F.S.

4. Failure to produce records upon request pursuant to Sections 604.22 and 604.23, F.S.

5. Failure to maintain security requirements pursuant to Section 604.33, F.S.

6. Any violation of Chapter 604, F.S., or this rule chapter occurring within three years of the issuance of an Administrative Complaint or Final Order, or the date of entry of a settlement agreement or Satisfaction of Final Order.

(c) Willful Violations.

Any willful and intentional violation of Chapter 604, F.S., this rule chapter, a Final Order, or the conditions stipulated in a settlement agreement shall result in the imposition of an administrative fine of \$2,500 per violation.

(5) A violator who fails to pay an administrative fine imposed by a Final Order for violations of Chapter 604, F.S., or this rule chapter within 15 days of the order's entry by the Department shall be subject to suspension or revocation of the dealer's license and an additional fine not to exceed \$100.00 per day while in violation of such order.

(6) In addition to the penalties established in this rule, the Department reserves the right to seek to recover any other costs, penalties, attorney's fees, court costs, service fees, collection costs, and damages allowed by law. Additionally, the Department reserves the right to seek to recover any costs, penalties, attorney's fees, court costs, service fees, collection costs, and costs resulting from a payment that is returned for insufficient funds to the Department.

(7) Resolution of Violations, Settlement, and Additional Enforcement Remedies.

(a) Nothing in this rule shall limit the ability of the Department to informally dispose of administrative actions by settlement agreement, consent order, or other lawful means.

(b) The Department and person charged with a violation may agree to resolve violations prior to an administrative hearing, or enter into settlement pursuant to Section 120.57(4), F.S. The penalties addressed in this rule shall not be construed to limit the authority of the Department to resolve violations prior to or after initiation of any administrative action or to settle with any party. The Department shall utilize all available remedies to ensure compliance including administrative action,

civil actions, settlements, and referrals for criminal prosecution. The Department shall enforce a failure to comply with an agreement to resolve violations or a settlement agreement with the penalties and remedies provided in the agreement and as authorized by Chapter 120 or Chapter 604, F.S.

(c) Failure to respond to an Administrative Complaint shall result in the entry of a Final Order against the violator or entity responsible for the violation imposing an administrative fines not to exceed the statutory maximum allowable under Section 604.30(3)(a), F.S.

(d) A failure to comply with a Final Order of the Department shall result in any applicable license revocation and an administrative fine equal to the maximum amount as allowable under Section 604.30(3), F.S.

(e) The provisions of this rule shall not be construed so as to prohibit or limit any other civil action for enforcement of additional penalties or criminal prosecution that may be brought.

Rulemaking Authority 604.27 FS. Law Implemented 604.27, 604.30 FS. History—New _____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.099824
 RULE TITLE: Voluntary Prekindergarten (VPK) Low Performing Provider Good Cause Exemption

PURPOSE AND EFFECT: The purpose of the rule development is to develop procedures and criteria for submission of a Voluntary Prekindergarten (VPK) provider’s request for a good cause exemption and describe the Department’s review process before making a recommendation to the State Board of Education for approval or denial of the good cause exemption request.

SUBJECT AREA TO BE ADDRESSED: Good Cause Exemption for VPK providers.

RULEMAKING AUTHORITY: 1002.67(3)(c)4., 1002.69(7) FS.

LAW IMPLEMENTED: 1002.67(3)(c)4., 1002.69(7) 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: October 13, 2010, 9:00 a.m. – 11:00 a.m.

PLACE: If requested in writing the webinar address, conference call number and conference code will be provided on the Department’s website at www.fldoe.org the day of the workshop.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Stuart Greenberg, Executive Director, Just Read, Florida! and the

Office of Early Learning, Department of Education, Suite 514, 325 West Gaines Street, Tallahassee, Florida 32399; (850)245-0445. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>

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.: 33-601.313
 RULE TITLE: Inmate Discipline – Forms

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to clarify form references.

SUBJECT AREA TO BE ADDRESSED: Inmate discipline.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 945.04 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.313 Inmate Discipline – Forms.

(1) The following forms used in implementing the provisions of this chapter are hereby incorporated by reference:

(a) DC6-112E, Disciplinary Hearing Worksheet, effective ~~date~~ 3-22-05.

(b) DC6-112A, Disciplinary Investigative Report, effective ~~date~~ 5-21-00.

(c) DC6-256, Housing Officers Contact Card, effective ~~date~~ 2-11-01.

(d) DC6-112D, 24 Hour/Refusal to Appear Waiver Form, effective ~~date~~ 5-21-00.

(e) DC6-112C, Witness Statement Form, effective ~~date~~ 8-28-06.

(f) DC6-112F, Disciplinary Report Worksheet, effective ~~date~~ 7-11-06.

(g) DC6-151, Documentary or Physical Evidence Disposition, effective date 3-22-05.

(h) DC6-112B, Witness Disposition Form, effective date 5-21-00.

(i) DC6-117, Corrective Consultation of Inmate, effective date 5-21-00.

(j) DC6-2028, Disposition of Videotape or Audiotape Evidence, effective date 3-22-05.

(2) Copies of these forms can be obtained from the Forms Control Administrator, ~~Office of Research, Planning and Support Services~~, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

Rulemaking Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 945.04 FS. History—New 10-1-95, Formerly 33-22.0117, Amended 5-21-00, 2-11-01, 3-22-05, 7-11-06, 8-28-06,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Child and Farm Labor Program

RULE NO.: 61L-1.004 RULE TITLE: Requirements of Registration

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to clarify the procedures that need to be followed in order for applicants to apply for and receive a farm labor contractor certificate of registration.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule are the procedures to be followed in order to receive a farm labor contractor certificate of registration.

RULEMAKING AUTHORITY: 450.36, 450.30(8) FS.

LAW IMPLEMENTED: 450.30, 450.31 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 48 hours before the workshop/meeting by contacting: Rebecca Gregory at (850)487-9602. If you are 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: Rebecca Gregory, Operations and Consultant Manager, Farm Labor Program, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1041, (850)487-9602

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Child and Farm Labor Program

RULE NO.: 61L-1.005 RULE TITLE: Renewal of Registration Certificate

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to clarify the procedures that need to be followed in order for applicants to renew and receive a farm labor contractor certificate.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in these rules are the procedures to be followed in order to receive a farm labor contractor certificate.

RULEMAKING AUTHORITY: 450.36, 450.30(8) FS.

LAW IMPLEMENTED: 450.30 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 48 hours before the workshop/meeting by contacting: Rebecca Gregory at (850)487-9602. If you are 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: Rebecca Gregory, Operations and Consultant Manager, Farm Labor Program, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1041, (850)487-9602

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Child and Farm Labor Program

RULE NO.: 61L-1.006 RULE TITLE: Reexamination

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to clarify the procedures that need to be followed in order for applicants to renew and receive a farm labor contractor certificate of registration.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in these rules are the procedures to be followed in order to receive a farm labor contractor certificate of registration.

RULEMAKING AUTHORITY: 450.36, 450.30(8) FS.

LAW IMPLEMENTED: 450.30 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 48 hours before the workshop/meeting by contacting: Rebecca Gregory at (850)487-9602. If you are 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: Rebecca Gregory, Operations and Consultant Manager, Farm Labor Program, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1041, (850)487-9602

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-204.100	Purpose and Scope
62-204.200	Definitions
62-204.220	Ambient Air Quality Protection
62-204.240	Ambient Air Quality Standards
62-204.260	Prevention of Significant Deterioration Increments
62-204.320	Procedures for Designation and Redesignation of Areas
62-204.340	Designation of Attainment, Nonattainment, and Maintenance Areas
62-204.360	Designation of Prevention of Significant Deterioration Areas

PURPOSE AND EFFECT: The purpose of the proposed rule development (OGC No. 10-1826) is to update Chapter 62-204, F.A.C., to remove or revise obsolete provisions related to ambient air quality standards and area designations. This rulemaking is needed for implementation of new National Ambient Air Quality Standards and in preparation for expected new federally designated nonattainment areas. The proposed changes will remove excess or redundant language, delete or

revise several definitions, simplify area designation rule sections to align with Federal rule language, and clarify various provisions.

SUBJECT AREA TO BE ADDRESSED: The proposed changes address ambient air quality standards and nonattainment area designations.

RULEMAKING AUTHORITY: 403.061 FS.

LAW IMPLEMENTED: 403.031, 403.061, 403.087 FS.

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

DATE AND TIME: Wednesday, October 20, 2010, 1:30 p.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Rd., Tallahassee, Florida. The workshop can also be accessed via a GOTO Webinar. Information for the Webinar can be found at <https://www2.gotomeeting.com/register/422575762>.

Pursuant to the provisions of 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. Lynn Searce at (850)921-9551 or lynn.searce@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Kelly Stevens at (850)921-9550 or kelly.stevens@dep.state.fl.us

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-210.200	Definitions
62-210.300	Permits Required
62-210.310	Air General Permits
62-210.920	Registration Forms for Air General Permits

PURPOSE AND EFFECT: The proposed rule development (OGC No. 09-3737) involves amendments to Chapter 62-210, F.A.C., to transfer general permits for six source categories from the department's Title V air general permit program into the department's non-Title V air general permit program. The proposed amendments will also revise several definitions, expand permitting exemption criteria, clarify when air construction and operation permits are required, clarify general permit rule language, and streamline general permit registration forms.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments involve the department's EPA approved non-Title V air permitting program.

RULEMAKING AUTHORITY: 403.061, 403.814 FS.
 LAW IMPLEMENTED: 403.061, 403.087, 403.0872, 403.814 FS.

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

DATE AND TIME: Wednesday, October 20, 2010, 9:30 a.m. – 12:00 Noon

PLACE: Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Rd., Tallahassee, Florida. The workshop can also be accessed via a GOTO Webinar. Information for the Webinar can be found at <https://www2.gotomeeting.com/register/472089378>

Pursuant to the provisions of 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. Lynn Scarce at (850)921-9551 or lynn.scarce@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Terri Long at (850)921-9556 or terri.long@dep.state.fl.us

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-210.200	Definitions
62-210.300	Permits Required
62-210.350	Public Notice and Comment
62-210.370	Emissions Computation and Reporting
62-210.900	Forms and Instructions

PURPOSE AND EFFECT: The proposed rule development (OGC No. 10-0877) involves amendments to Chapter 62-210, F.A.C., to incorporate the effective elements of the U.S. Environmental Protection Agency's December 31, 2002 “new source review reform” rule into the state’s nonattainment area preconstruction review program. The EPA requires the department to incorporate these concepts into the state rules, and it is to the benefit of the regulated industries in the pending nonattainment areas of the state for the department to have done so in advance of those areas being so designated. The proposed amendments clarify related topics and definitions, and for consistency with federal requirements, they also update references to particulate matter in the preconstruction review program from PM₁₀ to PM_{2.5}.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment involves the preconstruction review programs for attainment areas (prevention of significant deterioration) and for nonattainment areas.

RULEMAKING AUTHORITY: 403.061 FS.
 LAW IMPLEMENTED: 403.061, 403.087 FS.

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

DATE AND TIME: Wednesday, October 20, 2010, 1:30 p.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Rd., Tallahassee, Florida. The workshop can also be accessed via a GOTO Webinar. Information for the Webinar can be found at <https://www2.gotomeeting.com/register/422575762>.

Pursuant to the provisions of 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. Lynn Scarce at (850)921-9551 or lynn.scarce@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Greg DeAngelo at (850)921-9548 or gregory.deangelo@dep.state.fl.us.

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-212.300	General Preconstruction Review Requirements
62-212.400	Prevention of Significant Deterioration (PSD)
62-212.500	Preconstruction Review for Nonattainment Areas
62-212.720	Actuals Plantwide Applicability Limits (PALs)

PURPOSE AND EFFECT: The proposed rule development (OGC No. 10-0878) involves amendments to Chapter 62-212, F.A.C., to incorporate the effective elements of the U.S. Environmental Protection Agency’s December 31, 2002 “new source review reform” rule into the state’s nonattainment area preconstruction review program. The EPA requires the department to incorporate these concepts into the state rules, and it is to the benefit of the regulated industries in the pending nonattainment areas of the state for the department to have done so in advance of those areas being so designated. The proposed amendments clarify related topics and definitions,

and for consistency with federal requirements, they also update references to particulate matter in the preconstruction review program from PM₁₀ to PM_{2.5}.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment involves the preconstruction review programs for attainment areas (prevention of significant deterioration) and for nonattainment areas.

RULEMAKING AUTHORITY: 403.061 FS.

LAW IMPLEMENTED: 403.061, 403.087 FS.

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

DATE AND TIME: Wednesday, October 20, 2010, 1:30 p.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Rd., Tallahassee, Florida. The workshop can also be accessed via a GOTO Webinar. Information for the Webinar can be found at <https://www2.gotomeeting.com/register/422575762>.

Pursuant to the provisions of 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. Lynn Scarce at (850)921-9551 or lynn.scarce@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Greg DeAngelo at (850)921-9548 or gregory.deangelo@dep.state.fl.us

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-213.202	Responsible Official
62-213.300	Title V Air General Permits
62-213.400	Permits and Permit Revisions Required
62-213.900	Forms and Instructions

PURPOSE AND EFFECT: The proposed rule development (OGC No. 09-3738) involves amendments to Chapter 62-213, F.A.C., to transfer general permits for six source categories from the department's Title V air general permit program into the department's non-Title V air general permit program in Chapter 62-210, F.A.C. The proposed amendments also clarify when Title V permit revisions are required.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment involves the department's EPA-approved Title V air permit program.

RULEMAKING AUTHORITY: 403.061, 403.0872, 403.814 FS.

LAW IMPLEMENTED: 403.087, 403.0872, 403.814 FS.

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

DATE AND TIME: Wednesday, October 20, 2010, 9:30 a.m. – 12:00 Noon

PLACE: Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Rd., Tallahassee, Florida. The workshop can also be accessed via a GOTO Webinar. Information for the Webinar can be found at <https://www2.gotomeeting.com/register/472089378>

Pursuant to the provisions of 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. Lynn Scarce at (850)921-9551 or lynn.scarce@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Terri Long at (850)921-9556 or terri.long@dep.state.fl.us

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

**Section II
Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Forestry

RULE NO.: 5I-4.002
RULE TITLE: Purpose and Definitions
PURPOSE AND EFFECT: Adoption of revised list of user fees for Division of Forestry managed lands.

SUMMARY: This rulemaking adopts the revised list user fees for Division of Forestry managed lands.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A SERC has not 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: 570.07(23), 589.011(4), 589.071, 589.12 FS.

LAW IMPLEMENTED: 589.011(3), 589.071 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: Steve Bohl, 3125 Conner Blvd., Tallahassee, FL 32399-1650, (850)414-9914

49D-1.005	Delegation of Authority by the Board of Directors
49D-1.006	General Description of Agency Operations
49D-1.007	Designation of Agency Clerk and Official Reporter
49D-1.008	Voting
49D-1.009	Adoption of Model Rules of Procedure

THE FULL TEXT OF THE PROPOSED RULE IS:

5I-4.002 Purpose and Definitions.

(1) through (26) No change.

(27) SCHEDULE OF FEES: The Division is authorized under Section 589.011(3), F.S., to set and charge fees for the use or operation of facilities on state forest or any lands leased to the Division for management purposes. A list of the current fees can be found in the document entitled "User Fees on Florida Division of Forestry Managed Lands, September 2010 ~~July 2008~~" which is hereby adopted and incorporated by reference. This fee schedule can be obtained by contacting any State Forest office, the Florida Division of Forestry, Bureau of Forest Management, 3125 Conner Blvd., Tallahassee, FL 32399-1650, or by visiting http://www.fl-dof.com/forest_recreation/fees.html.

(28) through (30) No change.

Rulemaking Authority 570.07(23), 589.011(4), 589.071, 589.12 FS. Law Implemented 589.011(3), 589.071 FS. History—New 5-24-92, Amended 1-19-95, 11-6-95, 5-31-04, 3-2-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: James R. Karels, Director, Division of Forestry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 4, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 20, 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."

REGIONAL UTILITY AUTHORITIES

Peace River/Manasota Regional Water Supply Authority

RULE NOS.:	RULE TITLES:
49D-1.001	Agency Description
49D-1.002	Address, Office Hours and Copies of Documents
49D-1.003	Boundaries
49D-1.004	Statutes and Rules Affecting Agency Operations

PURPOSE AND EFFECT: To repeal the Rules 49D-1.001 through 49D-1.009, Florida Administrative Code, as the provisions of the rule are obsolete and no longer in accordance with applicable statutory authority.

SUMMARY: The Board of Directors proposes to repeal the Peace River Manasota Regional Water Supply Authority's rules regarding its administration due to them becoming obsolete and unnecessary as a result of statutory revisions to Section 120.53 F.S., which eliminated the requirement that these items be adopted into rule.

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: 163.01(5)(h) FS.; Second Amended Interlocal Agr. (10/5/05).

LAW IMPLEMENTED: 120.53 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 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Patrick Lehman, Executive Director, Peace River Manasota Regional Water Supply Authority, 6311 Atrium Drive, Suite 100, Bradenton, Florida 34202

THE FULL TEXT OF THE PROPOSED RULES IS:

49D-1.001 Agency Description.

Rulemaking Specific Authority 163.01, 373.1962 FS., as subsequently reenacted in 373.713 FS. Law Implemented 120.53 FS. History—New 10-31-91, Formerly 16U-1.001, Repealed_____.

49D-1.002 Address, Office Hours and Copies of Documents.

Rulemaking Specific Authority 163.01, 373.1962 FS., as subsequently reenacted in 373.713 FS. Law Implemented 120.53 FS. History--New 10-31-91, Formerly 16U-1.002, Repealed.

49D-1.003 Boundaries.

Rulemaking Specific Authority 163.01, 373.1962 FS., as subsequently reenacted in 373.713 FS. Law Implemented 120.53 FS. History--New 10-31-91, Formerly 16U-1.003, Repealed.

49D-1.004 Statutes and Rules Affecting Agency Operations.

Rulemaking Specific Authority 163.01, 373.1962 FS., as subsequently reenacted in 373.713 FS. Law Implemented 120.53 FS. History--New 10-31-91, Formerly 16U-1.004, Repealed.

49D-1.005 Delegation of Authority by the Board of Directors.

Rulemaking Specific Authority 163.01, 373.1962 FS., as subsequently reenacted in 373.713 FS. Law Implemented 120.53 FS. History--New 10-31-91, Formerly 16U-1.005, Repealed.

49D-1.006 General Description of Agency Operations.

Rulemaking Specific Authority 163.01, 373.1962 FS., as subsequently reenacted in 373.713 FS. Law Implemented 120.53 FS. History--New 10-31-91, Formerly 16U-1.006, Repealed.

49D-1.007 Designation of Agency Clerk and Official Reporter.

Rulemaking Specific Authority 163.01, 373.1962 FS., as subsequently reenacted in 373.713 FS. Law Implemented 120.53 FS. History--New 10-31-91, Formerly 16U-1.007, Repealed.

49D-1.008 Voting.

Rulemaking Specific Authority 163.01, 373.1962 FS., as subsequently reenacted in 373.713 FS. Law Implemented 120.53 FS. History--New 10-31-91, Formerly 16U-1.008, Repealed.

49D-1.009 Adoption of Model Rules of Procedure.

Rulemaking Specific Authority 163.01, 373.1962 FS., as subsequently reenacted in 373.713 FS. Law Implemented 120.53 FS. History--New 10-31-91, Formerly 16U-1.009, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Patrick Lehman

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Patrick Lehman

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 1, 2010

DEPARTMENT OF MANAGEMENT SERVICES

Agency for Workforce Innovation

RULE NOS.:	RULE TITLES:
60BB-8.300	Provider and Class Registration Procedures; Application; Eligibility Determination
60BB-8.301	Statewide Provider Agreement for the VPK Program

PURPOSE AND EFFECT: The purpose of the proposed rule is to amend the current rules to incorporate updated forms by reference in order to reduce administrative burdens on early learning coalitions and Voluntary Prekindergarten Education (VPK) Program providers.

SUMMARY: The proposed amendments incorporate by reference the revised Form AWI-VPK 20 (Statewide Provider Agreement), form AWI-VPK 10 (Statewide Provider Registration Application), and form AWI-VPK 11 (Class Registration Application). The proposed amendments also incorporate recommendations made by the Florida Auditor General. These amendments include revisions made for the purpose of reducing paperwork, clarifying program requirements, and ensuring providers receive notification of eligibility to offer the VPK program prior to providing any VPK instruction.

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: 1002.79(2) FS.

LAW IMPLEMENTED: 1002.55(3), (4), 1002.61(4), (8)(a), 1002.63(3)-(6), (9)(a), 1002.75 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: Kristin R. Harden, Assistant General Counsel, Agency for Workforce Innovation, Office of General Counsel, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399-4128, (850)245-7150

THE FULL TEXT OF THE PROPOSED RULES IS:

60BB-8.300 Provider and Class Registration Procedures; Application; Eligibility Determination.

(1) Statewide Provider Registration Application; Supporting Documents.

(a) A VPK provider registering for the VPK Program on or after January 1, 2011, must annually complete and sign Form AWI-VPK 10 (Statewide Provider Registration

Application), dated ~~April 30, 2010~~ ~~February 14, 2007~~, which is hereby incorporated by reference, with instructions, and may be obtained as described in Rule 60BB-8.900, F.A.C.

(b) Before delivering instruction or receiving payment for the VPK Program, a VPK provider must submit a complete and signed Form AWI-VPK 10, including supporting documents, to the early learning coalition in the county of the VPK provider's site. If a VPK provider has more than one VPK site, the provider must submit a separate Form AWI-VPK 10 for each site.

~~(c) Once a VPK provider is determined eligible for the VPK program, the provider is not required to resubmit Form AWI-VPK 10 for a subsequent program year unless the submitted information on the prior year's application changes. If submitted information changes, a the VPK provider must submit written notice of the changes an updated Form AWI-VPK 10 to the early learning coalition within 14 calendar days after the submitted information changes.~~

(2) Class registration application; supporting documentation.

(a) A VPK private provider or public school must annually complete and sign Parts A and B of Form AWI-VPK 11 (Class Registration Application), dated ~~April 30, 2010~~ ~~February 14, 2007~~, which is hereby incorporated by reference, with instructions, and may be obtained as described in Rule 60BB-8.900, F.A.C.

(b) Before delivering instruction or receiving payment for the VPK Program, a VPK provider must submit a complete and signed Form AWI-VPK 11, Parts A and B, including supporting documents, to the coalition. ~~If a VPK provider has more than one VPK class, the provider must submit a separate Form AWI-VPK 11 with supporting documents for each class.~~

(c) If submitted information changes, a VPK provider must submit written notice of the changes an updated class application to the early learning coalition within 14 calendar days after the changes. The written notice of changes must include, at a minimum:

1. The VPK provider's name,
2. The VPK provider's physical address,
3. The date of the change,
4. From what and to what the information is changing, and
5. A verbatim copy of the following certification signed by an authorized representative of the VPK provider: "I have examined this application and, to the best of my knowledge and belief, the information provided is true and correct. If any of this information changes, I understand that the provider must submit updated information to the coalition, in writing, within 14 days of the change. I also understand that the provider is encouraged to submit updated information before a change is implemented as the provider may be out of compliance with the requirements of the VPK program if the changes are implemented before the coalition approves of the changes."

(3) Eligibility determination. A coalition shall determine the eligibility of a private provider or public school registering for the VPK program in accordance with Sections 1002.55, 1002.61, and 1002.63, F.S., based on the submitted documents. A VPK provider shall not deliver VPK instruction until the private provider receives official notification of its eligibility.

Rulemaking Specific Authority 1002.79(2) FS. Law Implemented 1002.55(3), (4), 1002.61(3), (4), (8)(a), 1002.63(3), (4), (5), (6), (8)(a), 1002.75(2)(c), (d) FS. History--New 1-19-06, Amended 5-24-07,_____.

60BB-8.301 Statewide Provider Agreement for the VPK Program.

(1) An early learning coalition may not pay a VPK provider which registers to offer for the VPK program on or after January 1, 2011, except under a provider agreement with the coalition. A coalition must be a party to a provider agreement, ~~even if a qualified contractor signs on behalf of the coalition.~~ A school district may sign a single provider agreement on behalf of all a public school VPK providers in the district. The owner or manager of multiple private VPK providers may sign a single provider agreement on behalf of all of his or her private VPK providers. A VPK provider may not offer VPK services or instruction until the VPK provider receives notice of its eligibility to offer the VPK program. The coalition shall notify a VPK provider of its eligibility to offer the VPK program by sending a copy of a provider agreement which has been signed by the VPK provider and its early learning coalition.

(2) A coalition shall keep a fully executed copy of a provider agreement in the coalition's records on the VPK provider.

(3) A provider agreement shall contain identical terms and conditions as Form AWI-VPK 20 (Statewide Provider Agreement), dated ~~April 30, 2010~~ ~~February 14, 2007~~, which is hereby incorporated by reference and may be obtained as described in Rule 60BB-8.900, F.A.C. A provider agreement may not omit, supplement, include attachments, addenda or exhibits, or amend the terms and conditions of Form AWI-VPK 20, unless:

(a) The coalition submits the agreement to the Office of Early Learning of the Agency for Workforce Innovation in writing; and

(b) The Deputy Director for Early Learning approves the agreement before a coalition and a VPK provider execute the agreement.

(4) Early learning coalitions may not execute a provider agreement with a VPK provider before the VPK provider has registered on forms prescribed by the Agency for Workforce Innovation and the coalition has determined the VPK provider's eligibility to offer VPK services in accordance with Rule 60BB-8.300, F.A.C.

Rulemaking Specific Authority 1002.79(2) FS. Law Implemented 1002.55(3)(h), 1002.61(8)(a), 1002.63(8)(a), 1002.75 FS. History—New 8-17-06, Amended 5-24-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Kristin R. Harden
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia R. Lorenzo
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 17, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 11, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: 61-32.003
RULE TITLE: Issuance of Citations for Unlicensed Practice of a Profession

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to clarify the guidelines and conditions that must be met before a citation can be issued for engaging in unlicensed practice of a profession.

SUMMARY: The subject area to be addressed in this rule is the guidelines to be followed and the conditions that are to be met before a citation can be issued for engaging in the unlicensed practice of a profession.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency determined that this rule will not have an impact on small business. A statement of estimated regulatory costs was not 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: 455.228 FS.

LAW IMPLEMENTED: 455.228 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: Michael Green, Unlicensed Activity Administrator, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2212, (850)487-9518

THE FULL TEXT OF THE PROPOSED RULE IS:

61-32.003 Issuance of Guidelines for Issuing Citations for Unlicensed Practice of a Profession.

(1) Notwithstanding citation rules adopted under applicable practice acts pursuant to Section 455.224, Florida Statutes or F.S., citations imposing a designated fine may be

issued to persons or businesses not licensed ~~unlicensed~~ by the Department for the violations listed below, under the following conditions:

(a) The subject has received a previous Notice to Cease and Desist for the unlicensed practice of the same profession;

~~(b)(a) The subject has not received a~~ There has been no prior citation, or final order for the unlicensed practice of the same profession, or Notice and Order to Cease and Desist issued to the subject;

~~(c)(b) There is no evidence of consumer harm in the current case; and~~

~~(d)(e) The subject has not previously held a license to practice the same profession activity at issue.~~

(2) The Department may issue citations in lieu of administrative complaints for the unlicensed practice of a profession, following activities; and impose the following penalties:

(a) Advertising or otherwise holding oneself out as available to practice a profession, provide a service, or engage in an activity that requires licensure by the ~~D~~Department. CITATION PENALTY: A fine of \$1,000, and costs of the investigation.

(b) Contracting to perform or performing a service, or offering a bid to engage or engaging in a practice, that requires licensure by the ~~D~~Department. CITATION PENALTY: A fine of \$2,500, and costs of the investigation.

~~(3) All citations issued under this part shall be accompanied by a Notice and Order to Cease and Desist, as provided by Section 455.228(1), F.S.~~

~~(3)(4)~~ Citations for the unlicensed practice of a profession shall be either personally hand- served or served by certified mail, restricted delivery, and shall include the following information if available:

(a) Subject's full name, age and date of birth.

(b) Subject's driver's license number, or any other identifying information.

(c) Subject's last known ~~current residence~~ address.

(d) A brief factual statement of the activity engaged in, the sections ~~provision~~ of law allegedly violated requiring ~~licensure~~, and the penalty imposed.

(e) A statement that, in lieu of accepting and paying the citation, the subject may choose to proceed in accordance with the administrative procedures in Section 455.225, F.S.

(4) If the subject does not dispute the citation within 30 days after the citation is served, the citation will become a Final Order of the Department.

(5) Payment of an undisputed citation is due within 30 days after the citation has become a final order.

(6) Citations which have become final orders pursuant to Section 445.228, F.S., will be used in any subsequent proceedings as evidence of a prior violation of that statute or rule.

(7) Citations which have become final orders pursuant to Section 445.228, F.S., shall be forwarded to the proper prosecuting authority in accordance with Section 455.2277, F.S.

Rulemaking Specific Authority 455.228(3)(a) FS. Law Implemented ~~455.224~~, 455.228 FS. History--New 8-15-05, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jerry Wilson, Division Director, Division of Regulation, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2212

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charlie Liem, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 13, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 12, 2010

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-20.0015
RULE TITLE: Application for Licensure by Endorsement

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to clarify the requirements for application for licensure by endorsement.

SUMMARY: The rule amendment will delete unnecessary language and to add new language to clarify the requirements for application for licensure by endorsement.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined that small businesses would not be affected by this rule.

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

RULEMAKING AUTHORITY: 471.008, 471.013, 471.015 FS.

LAW IMPLEMENTED: 471.013, 471.015 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Carrie Flynn, Executive Director, Board of Professional Engineers/MQA, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303-5268

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-20.0015 Application for Licensure by Endorsement.

(1) through (2) No change.

(3) An applicant for licensure by endorsement who has taken and failed either the fundamentals or the principles and practice examinations ~~more than five (5) times after October 1, 1992, and/or more than three (3) times or more before passing after July 1, 2004~~, must document compliance with Rule 61G15-21.007, F.A.C., as a condition of eligibility for licensure by endorsement.

(4) through (6) No change.

Rulemaking Authority 471.008, 471.013, 471.015 FS. Law Implemented 471.013, 471.015 FS. History--New 9-27-01, Amended 4-9-07, 10-15-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 23, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 6, 2010

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-20.007
RULE TITLE: Demonstration of Substantial Equivalency

PURPOSE AND EFFECT: The Board proposes the rule amendment to add new language to set forth requirements for recognition of College Level Examination Programs (CLEP) credits and to incorporate by reference the website where the CLEP credit granting recommendations can be located.

SUMMARY: The rule amendment will add new language to set forth requirements for recognition of College Level Examination Programs (CLEP) credits and to incorporate by reference the website where the CLEP credit granting recommendations can be located.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined that small businesses would not be affected by this rule.

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

RULEMAKING AUTHORITY: 471.008 FS.
LAW IMPLEMENTED: 471.013, 471.015 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303-5268

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-20.007 Demonstration of Substantial Equivalency.

(1) through (4) No change.

(5) College Level Examination Programs (CLEP) examinations recognized in the 2008-2009 CLEP Credit granting Recommendations outlined at www.collegeboard.com/CLEP incorporated here by reference, may be recognized as satisfying education deficiencies related to humanities and social sciences pursuant to subsection (1) above, provided the results are submitted to an EAC/ABET accredited program of a college or university and appearing on a transcript showing the converted hours.

Rulemaking Authority 471.008 FS. Law Implemented 471.013, 471.015 FS. History—New 7-20-95, Amended 6-5-96, 4-16-98, 1-17-99, 7-28-99, 1-6-02, 6-13-02, 6-30-02, 10-2-03, 6-16-04, 3-13-05, 5-1-05, 6-11-06, 1-29-07, 4-9-07, 1-31-08, 10-15-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 23, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 6, 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 ENVIRONMENTAL PROTECTION

RULE NO.:	RULE TITLE:
62-302.540	Water Quality Standards for Phosphorus Within the Everglades Protection Area

PURPOSE AND EFFECT: Rule 62-302.540, F.A.C., was established effective July 15, 2004, to provide a numeric phosphorus criterion for the Everglades Protection Area. On July 29, 2008, a Federal Court ruled that portions of Rule 62-302.540, F.A.C., were inconsistent with the Federal Clean Water Act. Upon re-review, the U.S. Environmental Protection Agency (USEPA) disapproved those portions of Rule 62-302.540, F.A.C.

SUMMARY: The Department is amending Rule 62-302.540, F.A.C., to revise the Everglades phosphorus rule to ensure consistency with Federal Clean Water Act requirements. A number of provisions in Rule 62-302.540, F.A.C., are deleted that were disapproved by USEPA. There are no substantive additions to the existing rule text.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Costs was prepared because the rule amendments will not impact 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: 373.043, 373.4592, 403.061 FS.

LAW IMPLEMENTED: 373.016, 373.026, 373.4592, 403.021(11), 403.061, 403.201 FS.

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

DATE AND TIME: Thursday, October 21, 2010, 9:00 a.m.

PLACE: Florida Department of Environmental Protection, 3900 Commonwealth Blvd., Conference Room A, Tallahassee, Florida 32399-2400

Pursuant to the provisions of 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: Eric Shaw at (850)245-8429 or the below information. If you are 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: Eric Shaw, Department of Environmental Protection, Bureau of Assessment and Restoration Support, MS 6511, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, (850)245-8429 or e-mail: eric.shaw@dep.state.fl.us. Copies of the draft rule as well as further information also may be obtained from the Department's internet site at: <http://www.dep.state.fl.us/water/wqssp/everglades/index.htm>. (OGC No. 10-2103)

THE FULL TEXT OF THE PROPOSED RULE IS:

62-302.540 Water Quality Standards for Phosphorus Within the Everglades Protection Area.

(1) Purpose and Scope. The water quality standards adopted by this rule include all of the following elements:

~~(a) The purpose of this rule is to implement the requirements of the Everglades Forever Act by utilizing the powers and duties granted the Department under the Act and~~

~~other applicable provisions of Chapter 373 and 403, F.S., to establish water quality standards for phosphorus, including a numeric phosphorus criterion, within the EPA.~~

~~(b) The water quality standards adopted by this rule include all of the following elements:~~

~~(a)1. No change.~~

~~2. Establishment of moderating provisions for permits authorizing discharges into the EPA in compliance with water quality standards, including the numeric phosphorus criterion; and~~

~~(b)3. No change.~~

~~(2) Findings.~~

~~(a) No change.~~

~~(b) Best Management Practices (BMPs) have reduced phosphorus loads from the Everglades Agricultural Area to the EPA by more than twice the amount required by existing rules. Stormwater Treatment Areas (STAs) have reduced phosphorus concentrations to less than the goal of 50 ppb established in the Everglades Forever Act.~~

~~(c) While a significant percentage of the EPA currently meets the numeric phosphorus criterion, further efforts are required to achieve the criterion in the remaining impacted areas of the EPA.~~

~~(d) Even as water quality continues to improve, restoration will be a long-term process because of historic phosphorus accumulations found in sediments within impacted areas. This phosphorus can diffuse back into the water column, a phenomenon the Department recognizes as reflux.~~

~~(e) The Basin-Specific Feasibility Studies completed by the District considered environmental factors, implementation cost, scheduling, and technical factors in evaluating measures to reduce phosphorus levels entering the EPA. These studies and other information provided to the Commission show that:~~

~~1. At this time, chemical treatment technology is not cost effective for treating discharges entering the EPA and poses the potential for adverse environmental effects.~~

~~2. Optimization of the existing STAs, in combination with BMPs, is currently the most cost effective and environmentally preferable means to achieve further phosphorus reductions to the EPA, and to restore impacted areas. The effectiveness of such measures should be determined and maximized prior to requiring additional measures. Optimization shall take into consideration viable vegetative technologies, including Periphyton based STAs that are found to be cost effective and environmentally acceptable.~~

~~(f) The District and the Department recognize that STA and BMP optimization requires a sustained commitment to construct, implement, stabilize and measure phosphorus reduction benefits.~~

~~(b)(g) No change.~~

~~(h) The Long Term Plan constitutes a comprehensive program to optimize the STAs and BMPs to achieve further phosphorus reductions and thereby accomplish implementation of Best Available Phosphorus Reduction Technology (BAPRT).~~

~~(i) through (k) renumbered (c) through (e) No change.~~

~~(l) The Commission finds that this rule must incorporate a flexible approach towards the application of the numeric phosphorus criterion for phosphorus in order to guide the implementation of phosphorus reductions in the Everglades Protection Area. Chapter 403, F.S., the Everglades Forever Act and U.S. Environmental Protection Agency regulations set forth at 40 CFR Part 131 include general policies that authorize such flexibility under appropriate circumstances, including those described in paragraphs (c) through (h) and (k) above. The Commission has exercised this authority by including in this rule both a numeric interpretation of the phosphorus criterion and the various other standard setting provisions of this rule, including the permitting and moderating provisions.~~

~~(3) Definitions.~~

~~(a) "Best Available Phosphorus Reduction Technology" (BAPRT) shall be as defined by Section 373.4592(2)(a), F.S. BMPs shall maintain and, where practicable, improve upon the performance of urban and agricultural source controls in reducing overall phosphorus levels. Agricultural BMPs within the Everglades Agricultural Area and the C-139 Basin shall be in accordance with Chapters 40E-61 and 40E-63, F.A.C. STA phosphorus reductions shall be improved through implementation of optimization measures as defined by Section 373.4592(2)(l), F.S. BAPRT may include measures intended to reduce phosphorus levels in discharges from a single basin or sub-basin, or a program designed to address discharges from multiple basins.~~

~~(b) "Long Term Plan" shall be as defined by Section 373.4592(2)(j), F.S.~~

~~(c) through (e) renumbered (a) through (c) No change.~~

~~(f) "Optimization" shall be as defined by Section 373.4592(2)(l), F.S.~~

~~(d)(g) No change.~~

~~(h) "Technology-based effluent limitation" or "TBEL" shall be defined in Section 373.4592(2)(p), F.S.~~

~~(e)(i) No change.~~

~~(4) Phosphorus Criterion.~~

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

~~(d) Achievement of the Criterion in WCA-1, WCA-2 and WCA-3.~~

~~1. No change.~~

~~2. Achievement of the criterion shall be determined based on data collected monthly from the network of monitoring stations in the impacted area. Impacted Areas of the water body will have achieved the criterion if the five year geometric~~

mean averaged across all stations is less than or equal to 10 ppb. In order to provide protection against imbalances of aquatic flora or fauna, the following provisions must also be met:

a. through b. No change.

c. The annual geometric mean at all individual stations is less than or equal to 15 ppb. Individual station analyses are representative of only that station.

If these limits are not met, no action shall be required, provided that the net improvement or hydropattern restoration provisions of subsection (6) below are met. Notwithstanding the definition of Impacted Area in subsection (3), individual stations in the network shall be deemed to be unimpacted for purposes of this rule if the five-year geometric mean is less than or equal to 10 ppb and the annual geometric mean is less than or equal to 15 ppb.

(e) through (f) No change.

(5) Long-Term Compliance Permit Requirements for Phosphorus Discharges into the EPA.

~~(a) In addition to meeting all other applicable permitting criteria, an applicant must provide reasonable assurance that the discharge will comply with state water quality standards as set forth in this section.~~

~~(a)(b) Discharges into the EPA shall be deemed in compliance with state water quality standards upon a demonstration that phosphorus levels in the discharges will be at or below the phosphorus criterion set forth in this rule.:~~

~~1. Phosphorus levels in the discharges will be at or below the phosphorus criterion set forth in this rule; or~~

~~2. Discharges will not cause or contribute to exceedences of the phosphorus criterion in the receiving waters, the determination of which will take into account the phosphorus in the water column that is due to reflux; or~~

~~3. Discharges will comply with moderating provisions as provided in this rule.~~

~~(b)(c) No change.~~

~~(d) Discharge limits for permits allowing discharges into the EPA shall be based upon TBELs established through BAPRT and shall not require water quality based effluent limitations through 2016. Such TBELs shall be applied as effluent limitations as defined in subsection 62-302.200(10), F.A.C.~~

~~(6) Moderating Provisions. The following moderating provisions are established for discharges into or within the EPA as a part of state water quality standards applicable to the phosphorus criterion set forth in this rule:~~

~~(a) Net Improvement in Impacted Areas.~~

~~1. Until December 31, 2016, discharges into or within the EPA shall be permitted using net improvement as a moderating provision upon a demonstration by the applicant that:~~

~~a. The permittee will implement, or cause to be implemented, BAPRT, as defined by Section 373.4592(2)(a), F.S., and further provided in this section, which shall include a continued research and monitoring program designed to reduce outflow concentrations of phosphorus; and~~

~~b. The discharge is into or within an impacted area.~~

~~2. BAPRT shall use an adaptive management approach based on the best available information and data to develop and implement incremental phosphorus reduction measures with the goal of achieving the phosphorus criterion. BAPRT shall also include projects and strategies to accelerate restoration of natural conditions with regard to populations of native flora or fauna.~~

~~3. For purposes of this rule, the Long-Term Plan shall constitute BAPRT. The planning goal of the Long-Term Plan is to achieve compliance with the criterion set forth in subsection (4) of this rule. Implementation of BAPRT will result in net improvement in impacted areas of the EPA. The Initial Phase of the Long-Term Plan shall be implemented through 2016. Revisions to the Long-Term Plan shall be incorporated through an adaptive management approach including a Process Development and Engineering component to identify and implement incremental optimization measures for further phosphorus reductions.~~

~~4. The Department and the District shall propose amendments to the Long-Term Plan as science and environmental conditions warrant. The Department shall approve all amendments to the Long-Term Plan.~~

~~5. As part of the review of permit applications, the Department shall review proposed changes to the Long-Term Plan identified through the Process Development and Engineering component of the Long-Term Plan to evaluate changes necessary to comply with this rule, including the numeric phosphorus criterion. Those changes which the department deems necessary to comply with this rule, including the numeric phosphorus criterion, shall be included as conditions of the respective permit or permits for the structures associated with the particular basin or basins involved. Until December 31, 2016, such permits shall include technology-based effluent limitations consistent with the Long-Term Plan.~~

~~(b) Hydropattern Restoration. Discharges into or within unimpacted areas of the EPA shall be permitted for hydropattern restoration purposes upon a demonstration by the applicant that:~~

~~1. The discharge will be able to achieve compliance with the requirements of sub-subparagraph (6)(a)1.a. above;~~

~~2. The environmental benefits of establishing the discharge clearly outweigh the potential adverse impacts that may result in the event that phosphorus levels in the discharge exceed the criterion; and~~

~~3. The discharge complies with antidegradation requirements.~~

~~(e) Existing Moderating Provisions. Nothing in this rule shall eliminate the availability of moderating provisions that may otherwise exist as a matter of law, rule or regulation.~~

(7) through (8) renumbered (6) through (7) No change.

Rulemaking Specific Authority 373.043, 373.4592, 403.061 FS. Law Implemented 373.016, 373.026, 373.4592, 403.021(11), 403.061, 403.201 FS. History–New 7-15-04, Amended 5-25-05,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jerry Brooks

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michael W. Sole

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 25, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 26, 2010

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-18.002
RULE TITLE: Formulary of Topical Ocular Pharmaceutical Agents

PURPOSE AND EFFECT: The Board is correcting the concentration percentage of Bromfenac and the spelling of Nepafenac.

SUMMARY: This rule corrects the concentration percentage of Bromfenac and the spelling of Nepafenac.

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: 463.005, 463.0055(2)(a) FS.
LAW IMPLEMENTED: 463.0055 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: Bruce Deterding, Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-18.002 Formulary of Topical Ocular Pharmaceutical Agents.

The topical ocular pharmaceutical formulary consists of pharmaceutical agents which a certified optometrist is qualified to administer and prescribe in the practice of optometry pursuant to Section 463.0055(2)(a), F.S. The topical ocular pharmaceutical agents in the formulary include the

following legend drugs alone or in combination in concentrations up to those specified, or any lesser concentration that is commercially available:

- (1) through (5)(l) No change.
- (m) Bromfenac – ~~.090 .090%~~;
- (n) ~~Nepafenac Nopafenac~~ – 0.1%;
- (o) through (9)(e) No change.

Rulemaking Authority 463.005, 463.0055(2)(a) FS. Law Implemented 463.0055 FS. History–New 3-30-87, Amended 4-5-88, 5-7-90, Formerly 21-18.002, Amended 5-10-92, 1-29-93, Formerly 21Q-18.002, Amended 8-31-93, 7-30-94, Formerly 61F8-18.002, Amended 2-11-96, 4-21-96, 1-12-97, 6-8-97, Formerly 59V-18.002, Amended 6-15-00, 6-7-05, 6-10-06, 6-26-08, 10-16-08, 3-23-09, 6-28-09, 10-18-09, 4-21-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 20, 2010

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.351
RULE TITLE: Standards for Approval of Registered Pharmacy Technician Training Programs

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the standards for approval of registered pharmacy technician training programs.

SUMMARY: Standards for approval of registered pharmacy technician training programs will be updated.

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

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

RULEMAKING AUTHORITY: 465.014 FS.
LAW IMPLEMENTED: 465.014 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-26.351 Standards for Approval of Registered Pharmacy Technician Training Programs.

(1) The following programs are approved Registered Pharmacy Technician Training programs:

(a) Pharmacy technician training programs accredited, ~~approved or licensed~~ on or before the effective date of this rule January 1, 2011 by the American Society of Health-System Pharmacists,

(b) Pharmacy technician training programs at institutions accredited, ~~approved or licensed~~ on or before the effective date of this rule January 1, 2011 by the Southern Association of Colleges and Schools,

(c) Pharmacy technician training programs ~~accredited~~, ~~approved or licensed~~ on or before the effective date of this rule January 1, 2011 by the ~~Florida Department of Education, or~~ Florida Commission for Independent Education,

(d) Pharmacy technician training programs provided by a branch of the federal armed services for which the applicant possesses a certificate of completion on or the effective date of this rule.

(e) Pharmacy technician training programs at institutions accredited, ~~approved or licensed~~ on or before the effective date of this rule January 1, 2011 by the Council on Occupational Education.

(f) Pharmacy technician training programs approved on or before the effective date of this rule by a body recognized by the United States Department of Education.

(2) All programs not listed in paragraphs (1)(a) through (f) and which are not employer based programs, must:

(a) Meet the requirements of and be licensed by the Department of Education pursuant to Chapter 1005, F.S., or the equivalent licensing authority of another state or county, or be within the public school system of the State of Florida; or be accredited or approved by one of the following:

1. The American Society of Health System Pharmacists,
2. The Southern Association of Colleges and Schools,
3. The Florida Commission for Independent Education,
4. A branch of the federal armed services, or
5. The Council on Occupational Education, and

(b) Offer a course of study that includes:

Course of study

1. Introduction to pharmacy and health care systems:

a. Confidentiality,

b. Patient rights and Health Insurance Portability and Accountability Act (HIPAA),

2. Pharmacy law:

a. Federal law,

b. State law,

c. State rules,

d. Pharmacy technician rules and law.

3. Pharmaceutical – medical terminology, abbreviations, and symbols:

a. Medication safety and error prevention,

b. Prescriptions and medication orders,

4. Records management and inventory control:

a. Pharmaceutical supplies,

b. Medication labeling,

c. Medication packaging and storage,

d. Controlled substances,

e. Adjudication and billing.

5. Interpersonal relations, communications, and ethics:

a. Diversity of communications,

b. Empathetic communications,

c. Ethics governing pharmacy practice,

d. Patient and caregiver communication,

6. Pharmaceutical calculations.

(c) Apply directly to the Board of Pharmacy on approved form DH-MQA 1239 “Board of Pharmacy Application for Registered Pharmacy Technician Training Programs,” effective August 2010, which is hereby incorporated by reference. To obtain an application, contact the Board of Pharmacy at 4052 Bald Cypress Way, Bin #C04, Tallahassee, FL 32399-3254, or (850)488-0595, or download the application from the board's website at <http://www.doh.state.fl.us/mqa/pharmacy> and provide the following information:

1. Sample transcript and diploma;

2. Copy of curriculum, catalog or other course descriptions;

3. Faculty credentials; and

4. Proof of licensure, accreditation or approval by one of the entities listed in paragraph (2)(a).

(d) The Board will review the curriculum, catalog or course description to determine that:

1. Learning experiences and teaching methods are appropriate to meet the content stated above.

2. Time allocated for each participant shall be sufficient to meet the objectives of each activity.

3. Principles of adult education are utilized in determining teaching strategies and learning activities.

(e) Faculty Qualifications.

1. The program shall provide evidence of academic preparation or experience in the subject matter by submitting a job description, resume or curriculum vitae which describes the faculty member's work experience and level of academic preparation.

2. When the subject matter of an offering includes pharmacy technician practice, a licensed pharmacist or registered pharmacy technician with expertise in the content area must be involved in the planning and instruction.

3. Pharmacy technician faculty supervising learning experiences in a clinical area in this State shall be currently registered.

~~(3)(2)~~ All other training programs must be employer based. Any pharmacy technician training program sponsored by a Florida permitted pharmacy or affiliated group of pharmacies under common ownership, must contain a minimum of 160 hours of training, that extends over a period not to exceed 6 months; is provided solely to employees of said pharmacy or affiliated group; and has been approved by the Board. An application for approval of a Registered Pharmacy Technician Training Program shall be made on Board of Pharmacy approved form DH-MQA ~~1239~~ 1232 "Board of Pharmacy Application for Registered Pharmacy Technician Training Programs Provider Application," effective ~~August February~~ 2010, which is hereby incorporated by reference. To obtain an application, contact the Board of Pharmacy at 4052 Bald Cypress Way, Bin #C04, Tallahassee, FL 32399-3254, or (850)488-0595, or download the application from the board's website at <http://www.doh.state.fl.us/mqa/pharmacy>. ~~The application must be accompanied with a non refundable application fee. The applicant must attach to the application copy of curriculum, catalog or other course description. The curriculum, catalog or course description must demonstrate that the following objectives are must be met:~~

(a) Program content:

1. through 6. No change.

(b) Materials and Methods. ~~The Board will review the curriculum, catalog or course description to determine Evidence satisfactory to the Board shall be presented that:~~

1. No change.

2. Time allocated for each participant activity shall be sufficient to meet the objectives of each activity ~~for the participant to meet the objectives.~~

3. No change.

(c) Faculty Qualifications.

1. The program faculty shall provide evidence of academic preparation or experience in the subject matter by submitting a job description, resume or curriculum vitae which describes the faculty member's work experience and level of academic preparation.

2. through 4. No change.

(d) Evaluation. Evidence satisfactory to the Board shall be presented that participants are given an opportunity to evaluate learning experiences, instructional methods, facilities and resources used for the offering. Satisfactory evidence is a sample evaluation to be reviewed by the Board. Self-directed learning experiences, including ~~but not limited to~~ home study, computer programs, internet or web-based courses, are required to evaluate participant knowledge at the completion of the learning experience. The evaluation must include a minimum of 100 questions. The participant must achieve a

minimum score of 70% on the evaluation to receive the certificate of completion. The evaluation must be graded by the provider.

(e) No change.

(f) Required documentation.

1. through 3. No change.

4. Providers shall furnish each participant with an ~~authenticated individual~~ Certificate of Completion.

5. No change.

Rulemaking Authority 465.014 FS. Law Implemented 465.014 FS. History–New 6-23-10, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Pharmacy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 10, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 2, 2010

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.:
64J-2.010

RULE TITLE:
Apportionment of Trauma Centers
Within a Trauma Service Area
(TSA)

PURPOSE AND EFFECT: To revise the number of trauma center slots in Trauma Service Area One and the statewide total number of trauma center slots allocated.

SUMMARY: The proposed rule revises the number of trauma center slots in Trauma Service Area One from two to three, and increases the statewide total number of trauma center slots from 42 to 43.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The revisions to this rule do not require additional regulatory costs; therefore the statement of estimated regulatory costs is not applicable.

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: 395.405 FS.

LAW IMPLEMENTED: 395.401, 395.4015, 395.402, 395.405 FS.

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

DATE AND TIME: Wednesday, October 13, 2010, 10:00 a.m. Central Time/11:00 a.m. Eastern Time

PLACE: Okaloosa County Health Department, 221 Hospital Drive, N.E., Ft. Walton Beach, FL 32358; ROOM: Auditorium; DIRECTIONS: Please contact the Attendant: call (850)833-9240, press 0 and ask for directions.

The hearing will also be held via conference call for individuals who cannot attend in person. The conference call number is: (888)808-6959 and conference code: 2354440.

If you plan to provide public comment during the hearing via conference call, please obtain a speaker's card from the Office of Trauma Website under the Rule Notice for this hearing at the following link: <http://doh.state.fl.us/demo/Trauma/notices.htm> Please complete the speaker's form and email the completed form to Janet Collins at janet_collins@doh.state.fl.us or fax at (850)488-2512.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan McDevitt, Office of Trauma, Department of Health, 4052 Bald Cypress Way, Bin #C18, Tallahassee, Florida 32399-1738, (850)245-4440, ext. 2760; Email: susan_mcdevitt@doh.state.fl.us; Fax: (850)488-2512

THE FULL TEXT OF THE PROPOSED RULE IS:

64J-2.010 Apportionment of Trauma Centers Within a Trauma Service Area (TSA).

(1) through (2) No change.

(3) The number of trauma center positions for each TSA is as follows:

TS	Counties	Trauma Centers
A		
1	Escambia; Okaloosa; Santa Rosa; Walton	3 2
2	Bay; Gulf; Holmes; Washington	1
3	Calhoun; Franklin; Gadsden; Jackson; Jefferson; Leon; Liberty; Madison; Taylor; Wakulla	1
4	Alachua; Bradford; Columbia; Dixie; Gilchrist; Hamilton; Lafayette; Levy; Putnam; Suwannee; Union	2
5	Baker; Clay; Duval; Nassau; St. Johns	2
6	Citrus; Hernando; Marion	1
7	Flagler; Volusia	2
8	Lake; Orange; Osceola; Seminole; Sumter	3
9	Pasco; Pinellas	3
10	Hillsborough	2
11	Hardee; Highlands; Polk	3
12	Brevard; Indian River	2
13	DeSoto; Manatee; Sarasota	3
14	Martin; Okeechobee; St. Lucie	1
15	Charlotte; Glades; Hendry; Lee	2
16	Palm Beach	2
17	Collier	1
18	Broward	3
19	Dade; Monroe	6
	TOTAL	43 42

(4) No change.

Rulemaking Specific Authority 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.405 FS. History--New 12-10-92, Formerly 10D-66.1075, Amended 6-9-05, 12-18-06, Formerly 64E-2.022, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Susan McDevitt, Director, Office of Trauma

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: September 1, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 22, 2010

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

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

PURPOSE AND EFFECT: The proposed rule amendment amends the ACCESS Florida Web Application, CF-ES 2353, and incorporates it by reference.

SUMMARY: The proposed rule amendment amends the ACCESS Florida Web Application, CF-ES 2353.

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: 409.919, 414.095, 414.45 FS. LAW IMPLEMENTED: 409.903, 409.904, 409.919, 414.045, 414.095, 414.31, 414.41 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: October 12, 2010, 10:30 a.m.

PLACE: 1317 Winewood Boulevard, Building 2, Room 204-V, Tallahassee, Florida 32399-0700

Pursuant to the provisions of 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: Cindy Keil. If you are 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: Cindy Keil, ACCESS Florida Program Policy, 1317 Winewood Boulevard, Building 3, Tallahassee, Florida 32399-0700, (850)410-3291, cindy_keil@dcf.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

65A-1.205 Eligibility Determination Process.

(1) The individual completes a Department application for assistance to the best of the individual's ability using either the ACCESS Florida Application, CF-ES 2337, 05/2010, incorporated by reference, or an ACCESS Florida Web Application (only accepted electronically), CF-ES 2353, 09/2010 ~~03/2008~~, incorporated by reference in ~~Rule 65A-1.400, F.A.C.~~, and submits it. An application must include at least the individual's name, address and signature to initiate the application process. An eligibility specialist determines the eligibility of each household member for public assistance. An applicant can withdraw the application at any time without affecting their right to reapply at any time.

(a) through (8) No change.

Rulemaking Authority 409.919, 414.095, 414.45 FS. Law Implemented 409.903, 409.904, 409.919, 414.045, 414.095, 414.31, 414.41 FS. History—New 4-9-92, Amended 11-22-93, 8-3-94, Formerly 10C-1.205, Amended 11-30-98, 9-27-00, 7-29-01, 9-12-04, 9-11-08, 7-1-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Nathan Lewis

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: George H. Sheldon

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 3, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 13, 2010

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-14.0038
RULE TITLE: Recreational Snapper Seasons

PURPOSE, EFFECT AND SUMMARY: The purpose of this rule amendment is to modify the Commission's Reef Fish Rule to become consistent with federal recreational reef fish regulations for red snapper in the Gulf of Mexico. The most recent red snapper stock assessment (2005) indicated that continued overfishing was compromising the objectives of the Gulf of Mexico Fishery Management Council's red snapper rebuilding plan, which was designed to end overfishing of red snapper by 2009 and to rebuild the red snapper stock to sustainable levels by 2032. The Gulf of Mexico Fishery Management Council developed regulatory actions in Amendment 27 to their Reef Fish Fishery Management Plan, and Amendment 14 to their Shrimp Fishery Management Plan to address the continued overfishing and overfished status of the fishery. Amendment 27/14, which was implemented in 2008, addresses recreational and commercial harvest of red snapper, and establishes bag limits, size limits, and seasons in federal waters. However, the success of the red snapper

rebuilding plan depends not only upon controlling harvest in federal waters, but also with the five states in the Gulf of Mexico adopting rules that are consistent with the federal rules in Gulf state waters. Florida plays a particularly important role in the success of the red snapper rebuilding plan because Florida's recreational fishery, occurring in both state and federal waters, accounts for a large proportion of the recreational red snapper catch. The recreational fishery is the primary source of red snapper fishing mortality in the eastern Gulf of Mexico. The regulations in Florida state waters of the Gulf of Mexico are currently consistent with the federal rebuilding plan and the overfishing status of the fishery was lifted in 2009.

However, due to reductions in fishing opportunities because of the Deepwater Horizon Oil Disaster, the National Marine Fisheries Service estimated that 2.3 million pounds of the 3.4 million pound recreational Gulf red snapper quota set for the 2010 season were not harvested. Therefore the Gulf of Mexico Fisheries Management Council requested the National Marine Fisheries Service create a supplemental recreational red snapper season in waters of the Gulf of Mexico from October 1 until November 22, 2010 and allow the harvest and possession of red snapper on Fridays, Saturdays, and Sundays during this season. The effect of this rule amendment is that federal and state regulations will be consistently applied. Where practicable, this minimizes public confusion, aids enforceability, and contributes to the overall red snapper rebuilding effort in the Gulf of Mexico.

SUMMARY: Rule 68B-14.0038, F.A.C., (Recreational Snapper Seasons) would amend the Commission's Reef Fish Rule governing the recreational red snapper fishing season such that it is consistent with the recreational red snapper fishing season in federally managed waters of the Gulf of Mexico as instituted by the National Marine Fisheries Service. The proposed Commission rule would create a supplemental recreational red snapper season from October 1 until November 22, 2010 and allow the harvest and possession of red snapper in state waters of the Gulf of Mexico on Fridays, Saturdays, and Sundays.

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-14.0038 Recreational Snapper Seasons.

(1) Recreational Red Snapper Season. In all state waters of the Gulf of Mexico, the season for the recreational harvest and possession of red snapper shall be from June 1 through July 23, each year (consistent with the Federal Standard established in vol. 75 of the Fed. Reg. page 23186). Except for persons harvesting red snapper for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., from July 24 through May 31, no person shall harvest in or from state waters of the Gulf of Mexico, nor possess while in or on state waters of the Gulf of Mexico, any red snapper.

(2) No change.

(3) SPECIAL RECREATIONAL RED SNAPPER SEASON FOR 2010. Not withstanding paragraph (1) and due to the Deepwater Horizon Oil Disaster in all state waters of the Gulf of Mexico there shall be a supplemental recreational red snapper season from October 1 until November 22, 2010. During this supplemental season the harvest and possession of red snapper shall be allowed from 12:01 A.M. each Friday until 12:01 A.M. the following Monday.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 10-20-98, Formerly 46-14.0038, Amended 12-30-99, 3-12-09, 8-7-09, 10-16-09, 6-4-10,_____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

RULE NOS.:	RULE TITLES:
68D-18.004	Special Purpose Marker Buoys
68D-18.005	Restricted Areas

PURPOSE AND EFFECT: The rules have been rendered obsolete due to statutory changes due to the passage of Chapter 2009-86 (CS/CS/HB/1423), Laws of Florida, which modified Section 327.46, Florida Statutes, and will alleviate duplicate language currently proposed within Chapter 68D-21, Florida Administrative Code (Approval of Local Ordinances Establishing Boating Restricted Areas) and amendments to Chapter 68D-23, Florida Administrative Code (Uniform Waterway Markers in Florida Waters).

SUMMARY: Rule 68D-18.004, Florida Administrative Code, required that special purpose marker buoys shall be a certain shape and size to mark special marine events and established a requirement to make such a request that is similar as waterway markers permitted pursuant to Chapter 68D-23, Florida Administrative Code. Rule 68D-18.005, Florida Administrative Code, prohibited the placement of regulatory markers in or over the Florida Intracoastal Waterway without a

permit from the Division of Law Enforcement and required such requests to be made by application and accompanying documentation.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that these rules will not have an impact on small business. A SERC has not 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: 327.04, 327.40, 327.41 FS.

LAW IMPLEMENTED: 327.40, 327.41 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: Captain Richard Moore, Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement, Boating and Waterways Section, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-5600, richard.moore@myfwc.com

THE FULL TEXT OF THE PROPOSED RULES IS:

68D-18.004 Special Purpose Marker Buoys.

Rulemaking Specific Authority 327.04, 327.40, 327.41 FS. Law Implemented 327.40, 327.41 FS., ch. 72-55, Laws of Florida. History--New 10-20-72, Readopted 9-30-75, Formerly 16B-18.04, 16N-18.04, 16N-18.004, 62N-18.004, Repealed_____.

68D-18.005 Restricted Areas.

Rulemaking Specific Authority 327.04, 327.40, 341.41 FS. Law Implemented 327.40, 327.41 FS., ch. 72-55, Laws of Florida. History--New 10-20-72, Readopted 9-30-75, Formerly 16B-18.05, 16N-18.05, 16N-18.005, 62N-18.005, Repealed_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Colonel Jim Brown, Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement, 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: April 28, 2010

Section III
Notices of Changes, Corrections and
Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-6.0781 Procedures for Appealing a District
 School Board Decision Denying
 Application for Charter School

NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 33, August 20, 2010 Florida Administrative Weekly has been continued from September 21, 2010 to December 17, 2010.

DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:
14-85.022 Permits

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. 27, July 9, 2010 issue of the Florida Administrative Weekly.

In response to comments received during a public hearing held on July 26, 2010, the Department has modified its proposed rule to recognize the distinct economic hardships faced by businesses in areas of critical economic concern, as identified by the Governor’s Office.

The proposed rule has been modified to include the following paragraph:

(2)(b) An annual permit fee of \$1,300.00 is established for all interchanges located within the boundaries of rural communities designated as within a Rural Area of Critical Economic Concern (RACEC) as defined by Section 288.0656(2)(d) & (e), Florida Statutes. The list of rural communities and areas designated as RACEC is published by the Governor’s Office of Tourism, Trade and Economic Development. The RACEC status will be that which is in effect at the time the invoice for either the initial or renewal billing for participation in the Logo Sign Program is generated. If a RACEC designation is secured subsequent to the generation of the invoice, no refund, credit, or pro rata distribution of funds received by the Department for that year will be made to the permittee.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF MANAGEMENT SERVICES

Agency for Workforce Innovation

RULE NOS.: RULE TITLES:
60BB-8.300 Provider and Class Registration
 Procedures; Application; Eligibility
 Determination

60BB-8.301 Statewide Provider Agreement for
 the VPK Program

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 19, May 14, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF MANAGEMENT SERVICES

Technology Program

RULE NO.: RULE TITLE:
60FF-5.004 Requirements for Fee Remittance
 Submitted by or on Behalf of
 Wireless and Non-wireless Service
 Providers

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. 15, April 16, 2010 issue of the Florida Administrative Weekly.

The change is in response to concerns by the Joint Administrative Procedures Committee in a letter dated June 9, 2010. The change is as follows:

60FF-5.004 Requirements for Fee Remittance Submitted by or on Behalf of Wireless and Non-Wireless Service Providers.

(1) All non-wireless and wireless service providers shall remit fees pursuant to Section 365.172(8), F.S.

(2) Fees shall be submitted to the E911 Board within 60 days after the end of the month in which the fee was billed, together with a monthly report of the number of service identifiers in each county. The information shall be submitted to the E911 Board at the following address:

State of Florida E911 Board
ATTN: Financial Management Services
Post Office Box 7117
Tallahassee, Florida 32399-0950.

(a) For service providers collecting less than \$50 per month of total fee remittances. The E911 Board will not take collection action provided the reports and fee remittance are received on a quarterly basis.

(b) All service providers providing fee remittance for 911 or E911 service disbursements pursuant to Section 365.172(8)(f), F.S., shall provide the following information with the fee remittance. The information shall be provided in the appropriate categories, either the wireless, non-wireless LEC, non-wireless VoIP or non-wireless Specialty categories.

This information shall be provided in a form format referred to as a Florida Emergency Communications Number E911 System Remittance Report. The form shall include:

1. Service provider's name and address: Contact person: Contact Phone Number: E-mail Address;

2. Date remittance report;

3. Service collection period;

4. Itemization of fee remittance revenue per county, including:

a. County; (if the county information is not available, the remittance should include a statement from the service provider that the county location information is not available);

b. Total Subscribers; each provider shall report the number of service identifiers for subscribers, or access lines billed based on the county;

c. Gross Fees Collected;

d. 1% Provider Allowance;

e. Additional Adjustment;

f. Billing Adjustment;

g. Uncollected;

h. Comment or description of any adjustment or other pertinent notation; and

i. Net Fees Collected.

5. Remittance Check Amount, Check Date, and Check Number; and

6. The following certification shall be a part of the form: These amounts are submitted in compliance with Florida Statutes 365.172, 365.173 and 365.174, along with ordinances and definitions held within. Under penalties of perjury, I declare that I have verified the foregoing and the amounts alleged are true, to the best of my knowledge and belief.

(c) Fee Remittance Definitions:

1. Total Subscribers: The number of billed service-identifiers, as described in Florida Statutes 365.172(8), subject to the E911 fee. (Item (2)(b)4.b.)

2. Gross Fees Collected: A calculated quantity equal to the product of the "subscribers" and the E911 fee, plus any "billing adjustment," minus the "uncollected." (Item (2)(b)4.c.)

3. 1% Provider Allowance: The 1 percent amount of the E911 fees collected and retained by the provider as reimbursement for the administrative costs incurred by the provider to bill, collect, and remit the fee, as described in Florida Statutes 365.172(8). It is deducted from the "gross fees collected," in the calculation of the "net fees collected." (Item (2)(b)4.d.)

4. Additional Adjustment: An adjustment enabling service providers to correct errors in previous monthly remittances that are not subject to the "1 percent provider allowance." (Item (2)(b)4.e.)

5. Billing Adjustment: An adjustment, provided to reconcile differences between the service provider's actual E911 fees collected and the product of the "subscribers" and

the E911 fee. Enables corrections to the amounts billed to subscribers caused by new subscriber partial billing issues. (Item (2)(b)4.f.)

6. Uncollected: The amount billed by the service provider that was not collected. Enables resolution of differences between the service provider's actual E911 fees collected and the product of the "subscribers" and the E911 fee. (Item (2)(b)4.g.)

7. Net Fees Collected: Revenues derived from the E911 fee levied on subscribers in Florida Statutes 365.172(8) that must be delivered to the E911 Board for deposit by the E911 Board into the Emergency Communications Number E911 System Fund. It is equal to the "gross fees collected," minus the "1 percent provider allowance," plus any "additional adjustment." (Item (2)(b)4.i.)

(d) In lieu of submitting a signed Florida Emergency Communications Number E911 System Remittance Report, it can be electronically transmitted to the E911 Board's e-mail address: E911BoardElectronicRemittanceReports@dms.myflorida.com.

(e) Third party companies submitting fee remittances on behalf of wireless and non-wireless service providers shall provide a contact person, address, contact phone number and e-mail address on fee remittance information to respond to all E911 Staff inquiries about the fee remittance.

(3) The service providers shall provide their company contact person, address, contact phone number and e-mail address on fee remittance information to explain any irregularities noticed in the monthly fee remittance submittals. In the event of multiple irregularities or failures to submit the fee remittances in a timely manner, the providers representative will be encouraged to attend the E911 Board meeting, either in person or via teleconference, to explain these issues at the monthly E911 Board meeting.

(4) Service providers that fail to collect or deliver collected E911 fee revenue and remittance information within the 60 day submission time frame shall be subject to collection costs required to obtain the fee revenue and lost interest revenue, calculated in accordance with Section 55.03, F.S., on the unpaid E911 fee revenues due. The one percent provider allowance will be applied to offset the total amount of collection costs and lost interest due to the E911 Board, and the service provider shall be obligated to the E911 Board for any remaining balance due.

(5) A service provider may request relief from the monetary obligations resulting from its noncompliance by showing good cause in writing explaining in detail the facts and circumstances purporting to excuse its noncompliance. The service provider's representative will be encouraged to appear, either in person or via teleconference, at the next ensuing E911 Board meeting to present its position and answer any questions from the E911 Board. The E911 Board, in the exercise of its powers enumerated in Sections 365.172(5) and (6), F.S., shall consider the facts and circumstances and determine whether relief is justified to avoid imposition of a

substantial hardship or a violation of the principles of fairness, and whether relief would serve the purpose of Sections 365.172, 365.173, 365.174, F.S., and particularly Section 365.172(8), F.S.

Rulemaking Authority 365.172(6)(a)11., 365.172(8) FS. Law Implemented 365.172(8) FS. History—New _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John C. Ford, Chair, 4030 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950

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 Chiropractic

RULE NO.: 64B2-11.012
 RULE TITLE: Application for Acupuncture Certification
 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. 50, December 18, 2009 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (1) shall now read as follows:
 - (1) Any person licensed or applying for licensure by the Board who also desires to be certified in acupuncture shall apply to the Department of Health. Application shall be made on board approved form DH-MQA 1151, (Rev 08/2010), Application for Chiropractic Acupuncture Certification, which is hereby incorporated by reference, and may be obtained from the Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, or from its website at www.doh.state.fl.us/mqa/chiro/chiro_lic_req.html. Applicants may apply on online at www.doh.state.fl.us/mqa/chiro/chiro_lic_req.html.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bruce Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: 64B2-12.0155
 RULE TITLE: Fee for Registered Chiropractic Assistants

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. 22, June 4, 2010 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (1) shall now read as follows:
 - (1) Any person desiring to become a registered chiropractic assistant (RCA) shall make application to the Board on board approved form DH-MQA 1150 (Rev. 08/2010), Application for Registered Chiropractic Assistant (RCA), which is hereby incorporated by reference, and may be obtained from the Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, or from its website at www.doh.state.fl.us/mqa/chiro/chiro_lic_req.html, and submit the required fees. Applicants may apply on online at www.doh.state.fl.us/Mac/Cairo/chiro_lic_req.html.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bruce Degrading, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: 64B2-12.022
 RULE TITLE: Medical Faculty Certificate Fees
 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. 22, June 4, 2010 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (1) shall now read as follows:
 - (1) Any chiropractic physician desiring to obtain a chiropractic medicine faculty certificate shall make application to the Board on board approved form DH-MQA 1146, (Rev 08/2010), Application for Chiropractic Medical Faculty Certificate which is hereby incorporated by reference, and may be obtained from the Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, or from its website at www.doh.state.fl.us/mqa/chiro/chiro_lic_req.html, and submit the required fees. Applicants may apply on online at www.doh.state.fl.us/mqa/chiro/chiro_lic_req.html.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bruce Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: 64B2-18.002
 RULE TITLE: Application for Certification as a Chiropractic Physician's Assistant
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. 22, June 4, 2010 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

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

(1) Any person desiring to be certified as a chiropractic physician's assistant shall file an application with the Department on board approved form DH-MQA 1148, (Rev 08/2010), Application for Certified Chiropractic Physicians Assistant (CCPA), which is hereby incorporated by reference, and may be obtained from the Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, or from its website at www.doh.state.fl.us/mqa/chiro/chiro_lic_req.html, and submit the required fees. Applicants may apply online at www.doh.state.fl.us/mqa/chiro/chiro_lic_req.html.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bruce Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.: 64B8-9.0131
 RULE TITLES: 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 64B8-9.0132, F.A.C. to be held on Saturday, October 2, 2010, at 8:00 a.m., at the Renaissance Orlando, 5445 Forbes Place, Orlando, FL 32812. The rules were originally published in Vol. 36, No. 16, of the April 23, 2010, issue of the Florida Administrative Weekly (FAW). The Board held public hearings on these rules on June

4, 2010, and on August 7, 2010. The hearing is in response to a request for a hearing based upon the Notice of Change published in Vol. 36, No. 33, of the FAW on August 20, 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).

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

RULE NOS.: 68D-18.004
 RULE TITLES: Special Purpose Marker Buoys
 68D-18.005
 Restricted Areas

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 21, May 28, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF FINANCIAL SERVICES

Division of Insurance Agents and Agency Services

RULE NOS.: 69B-220.051
 RULE TITLES: Conduct of Public Adjusters
 69B-220.201
 Ethical Requirements

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 26, July 2, 2010 issue of the Florida Administrative Weekly has been withdrawn.

AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

Office of Information Security

RULE NOS.: 71A-1.001
 RULE TITLES: Purpose and Scope
 71A-1.002
 Definitions
 71A-1.003
 Agency Information Security Program
 71A-1.004
 Agency Information Technology Workers
 71A-1.005
 Agency Contracts, Providers, and Partners
 71A-1.006
 Confidential and Exempt Information
 71A-1.007
 Access Control
 71A-1.008
 Awareness and Training
 71A-1.009
 Audit and Accountability

- 71A-1.010 Certification, Accreditation, and Security Assessments
- 71A-1.011 Configuration Management
- 71A-1.012 Contingency Planning
- 71A-1.013 Identification and Authentication
- 71A-1.014 Incident Response
- 71A-1.015 Maintenance
- 71A-1.016 Media Protection
- 71A-1.017 Physical and Environmental Protection
- 71A-1.018 System and Application Security Planning
- 71A-1.019 Personnel Security and Acceptable Use
- 71A-1.020 Risk Assessment
- 71A-1.021 Systems, Applications and Services Acquisition and Development
- 71A-1.022 Systems and Communications Protection
- 71A-1.023 Systems and Information Integrity

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 published on June 18, 2010, should have stated that the agency head who approved the rule was Mike Russo, State Chief Information Officer.

**Section IV
Emergency Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER10-44
 RULE TITLE: Instant Game Number 1075, CHERRY JUBILEE

SUMMARY: This emergency rule describes Instant Game Number 1075, "CHERRY JUBILEE," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule

sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER10-44 Instant Game Number 1075, CHERRY JUBILEE.

(1) Name of Game. Instant Game Number 1075, "CHERRY JUBILEE."

(2) Price. CHERRY JUBILEE lottery tickets sell for \$2.00 per ticket.

(3) CHERRY JUBILEE lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning CHERRY JUBILEE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The play symbols and play symbol captions are:



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



(6) The legends are as follows:



(7) Determination of Prizewinners.

(a) There are ten (10) spins on a ticket. Each spin is played separately. A ticket having three like play symbols and corresponding play symbol captions in a spin shall entitle the claimant to the prize shown for that spin. A ticket having three

(3) "DOUBLE" play symbols and play symbol captions in a spin shall entitle the player to double the prize shown for that spin.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$15.00, \$20.00, \$30.00, \$40.00, \$100, \$200, \$400, \$1,000, \$5,000 and \$25,000.

(8) The estimated odds of winning, value and number of prizes in Instant Game Number 1075 are as follows:

<u>GAME PLAY</u>	<u>WIN</u>	<u>ESTIMATED ODDS OF 1 IN</u>	<u>NUMBER OF WINNERS IN 60 POOLS OF 180,000 TICKETS PER POOL</u>	<u>\$200</u>	<u>\$200</u>	<u>18,000.00</u>	<u>600</u>
<u>\$1 (THREE CHERRIES)</u>	<u>\$2</u>	<u>37.50</u>	<u>288,000</u>	<u>\$40 x 10</u>	<u>\$400</u>	<u>36,000.00</u>	<u>300</u>
<u>\$1 x 2</u>	<u>\$2</u>	<u>37.50</u>	<u>288,000</u>	<u>\$100 x 4</u>	<u>\$400</u>	<u>45,000.00</u>	<u>240</u>
<u>\$2</u>	<u>\$2</u>	<u>21.43</u>	<u>504,000</u>	<u>\$200 x 2</u>	<u>\$400</u>	<u>45,000.00</u>	<u>240</u>
<u>\$1 x 4</u>	<u>\$4</u>	<u>75.00</u>	<u>144,000</u>	<u>\$200 (THREE CHERRIES)</u>	<u>\$400</u>	<u>45,000.00</u>	<u>240</u>
<u>(\$1 x 2) + \$2</u>	<u>\$4</u>	<u>75.00</u>	<u>144,000</u>	<u>\$400</u>	<u>\$400</u>	<u>45,000.00</u>	<u>240</u>
<u>\$2 (THREE CHERRIES)</u>	<u>\$4</u>	<u>37.50</u>	<u>288,000</u>	<u>\$100 x 10</u>	<u>\$1,000</u>	<u>180,000.00</u>	<u>60</u>
<u>\$2 x 2</u>	<u>\$4</u>	<u>75.00</u>	<u>144,000</u>	<u>\$200 x 5</u>	<u>\$1,000</u>	<u>180,000.00</u>	<u>60</u>
<u>\$4</u>	<u>\$4</u>	<u>75.00</u>	<u>144,000</u>	<u>\$200 + \$200 (THREE CHERRIES) + \$400</u>	<u>\$1,000</u>	<u>180,000.00</u>	<u>60</u>
<u>\$1 x 5</u>	<u>\$5</u>	<u>375.00</u>	<u>28,800</u>	<u>\$200 + (\$400 x 2)</u>	<u>\$1,000</u>	<u>180,000.00</u>	<u>60</u>
<u>(\$1 x 3) + \$2</u>	<u>\$5</u>	<u>375.00</u>	<u>28,800</u>	<u>\$1,000</u>	<u>\$1,000</u>	<u>180,000.00</u>	<u>60</u>
<u>\$2 (THREE CHERRIES) + \$1</u>	<u>\$5</u>	<u>375.00</u>	<u>28,800</u>	<u>\$5,000</u>	<u>\$5,000</u>	<u>270,000.00</u>	<u>40</u>
<u>\$1 + \$4</u>	<u>\$5</u>	<u>375.00</u>	<u>28,800</u>	<u>\$25,000</u>	<u>\$25,000</u>	<u>1,080,000.00</u>	<u>10</u>
<u>\$5</u>	<u>\$5</u>	<u>375.00</u>	<u>28,800</u>				
<u>\$1 x 10</u>	<u>\$10</u>	<u>250.00</u>	<u>43,200</u>				
<u>\$2 x 5</u>	<u>\$10</u>	<u>250.00</u>	<u>43,200</u>				
<u>\$5 (THREE CHERRIES)</u>	<u>\$10</u>	<u>250.00</u>	<u>43,200</u>				
<u>\$5 x 2</u>	<u>\$10</u>	<u>250.00</u>	<u>43,200</u>				
<u>\$10</u>	<u>\$10</u>	<u>250.00</u>	<u>43,200</u>				
<u>\$5+(\$2x5)</u>	<u>\$15</u>	<u>750.00</u>	<u>14,400</u>				
<u>\$5+\$5(THREE CHERRIES)</u>	<u>\$15</u>	<u>750.00</u>	<u>14,400</u>				
<u>\$2+(\$4x2)+\$5</u>	<u>\$15</u>	<u>750.00</u>	<u>14,400</u>				
<u>\$5+\$10</u>	<u>\$15</u>	<u>750.00</u>	<u>14,400</u>				
<u>\$15</u>	<u>\$15</u>	<u>750.00</u>	<u>14,400</u>				
<u>\$2 x 10</u>	<u>\$20</u>	<u>750.00</u>	<u>14,400</u>				
<u>\$4 x 5</u>	<u>\$20</u>	<u>750.00</u>	<u>14,400</u>				
<u>\$10 (THREE CHERRIES)</u>	<u>\$20</u>	<u>750.00</u>	<u>14,400</u>				
<u>\$10 x 2</u>	<u>\$20</u>	<u>750.00</u>	<u>14,400</u>				
<u>\$20</u>	<u>\$20</u>	<u>750.00</u>	<u>14,400</u>				
<u>\$4 x 10</u>	<u>\$40</u>	<u>6,000.00</u>	<u>1,800</u>				
<u>\$5 x 8</u>	<u>\$40</u>	<u>6,000.00</u>	<u>1,800</u>				
<u>\$10 x 4</u>	<u>\$40</u>	<u>6,000.00</u>	<u>1,800</u>				
<u>\$20 (THREE CHERRIES)</u>	<u>\$40</u>	<u>6,000.00</u>	<u>1,800</u>				
<u>\$40</u>	<u>\$40</u>	<u>6,000.00</u>	<u>1,800</u>				
<u>\$10 x 10</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,000</u>				
<u>(\$10 x 4) + (\$30 x 2)</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,000</u>				
<u>\$20 x 5</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,000</u>				
<u>\$20 + \$20 (THREE CHERRIES) + \$40</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,000</u>				
<u>\$20 + (\$40 x 2)</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,000</u>				
<u>\$100</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,000</u>				
<u>\$20 x 10</u>	<u>\$200</u>	<u>18,000.00</u>	<u>600</u>				
<u>\$20 + (\$30 x 6)</u>	<u>\$200</u>	<u>18,000.00</u>	<u>600</u>				
<u>\$40 x 5</u>	<u>\$200</u>	<u>18,000.00</u>	<u>600</u>				
<u>\$100 (THREE CHERRIES)</u>	<u>\$200</u>	<u>18,000.00</u>	<u>600</u>				

(9) The estimated overall odds of winning some prize in Instant Game Number 1075 are 1 in 4.36. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(10) For reorders of Instant Game Number 1075, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(11) Payment of prizes for CHERRY JUBILEE lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 9-3-10.

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: September 3, 2010

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER10-45
 RULE TITLE: Instant Game Number 5001, CUBILETE

SUMMARY: This emergency rule describes Instant Game Number 5001, “CUBILETE,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER10-45 Instant Game Number 5001, CUBILETE.

(1) Name of Game. Instant Game Number 5001, "CUBILETE."

(2) Price. CUBILETE lottery tickets sell for \$2.00 per ticket.

(3) CUBILETE lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning CUBILETE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The play symbols and play symbol captions are:



(5) The legends are as follows:

ROLL 1 ROLL 2 ROLL 3 ROLL 4 ROLL 5 ROLL 6

(6) Determination of Prizewinners.

(a) There are six (6) rolls on a ticket. Each roll is played separately. A ticket having play symbols and corresponding play symbol captions in a roll that match a pattern shown in the PRIZE LEGEND shall entitle the claimant to the prize shown for that pattern.

(b) The prizes are: \$2, \$4, \$5, \$10, \$20, \$50, \$100, \$300, \$500, \$1,000, \$10,000 and \$25,000.

(7) The estimated odds of winning, value and number of prizes in Instant Game Number 5001 are as follows:

\$10 + \$2 + \$20	\$20	750.00	10,880
\$2 + \$2 + \$2 + \$2			
\$10 + \$10	\$20	750.00	10,880
\$20	\$20	750.00	10,880
\$50	\$50	278.00	29,308
\$20 + \$20 + \$20 + \$20 + \$20	\$100	1,600.00	5,100
\$50 + \$50	\$100	1,600.00	5,100
\$100	\$100	2,400.00	3,400
\$50 + \$50 + \$50 + \$50 + \$50	\$300	6,000.00	1,360
\$100 + \$100	\$300	24,000.00	340
\$100 + \$50 + \$50 + \$50 + \$50	\$300	12,000.00	680
\$300	\$300	120,000.00	68
\$100 + \$100 + \$100 + \$100 + \$100	\$500	60,000.00	136
\$100 + \$50 + \$50 + \$50 + \$50	\$500	120,000.00	68
\$300 + \$100	\$500	160,000.00	51
\$500	\$500	480,000.00	17
\$500 + \$100	\$1,000	120,000.00	68
\$500 + \$500	\$1,000	480,000.00	17
\$500 + \$300	\$1,000	160,000.00	51
\$1,000	\$1,000	480,000.00	17
\$10,000	\$10,000	480,000.00	17
\$25,000	\$25,000	816,000.00	10

(8) The estimated overall odds of winning some prize in Instant Game Number 5001 are 1 in 4.57. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(9) For reorders of Instant Game Number 5001, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(10) Payment of prizes for CUBILETE lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 9-3-10.

GAME PLAY	VALUE	ESTIMATED ODDS OF 1 IN	NUMBER OF
			WINNERS IN 68 POOLS OF 120,000 TICKETS PER POOL
\$2	\$2	9.00	924,800
\$2 + \$2	\$4	30.00	272,000
\$4	\$4	38.00	217,600
\$5	\$5	75.00	108,800
\$2 + \$2 + \$2	\$10	150.00	54,400
\$2 + \$2 + \$2 + \$2 + \$2	\$10	150.00	54,400
\$2 + \$4	\$10	250.00	32,640
\$5 + \$5	\$10	375.00	21,760
\$10	\$10	750.00	10,880
\$4 + \$4 + \$4	\$20	750.00	10,880
\$5 + \$5 + \$5	\$20	750.00	10,880
\$5			

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: September 3, 2010

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER10-46
 RULE TITLE: Instant Game Number 1074, THE MONEY GAME

SUMMARY: This emergency rule describes Instant Game Number 1074, "THE MONEY GAME," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER10-46 Instant Game Number 1074, THE MONEY GAME.

(1) Name of Game. Instant Game Number 1074, "THE MONEY GAME."

(2) Price. THE MONEY GAME lottery tickets sell for \$1.00 per ticket.

(3) THE MONEY GAME lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning THE MONEY GAME lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The play symbols and play symbol captions are as follows:



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



(6) The legend is as follows:

CENTER PRIZE

(7) Determination of Prizewinners.

(a) A ticket having a "🎯" play symbol and corresponding play symbol caption in any of the four corners or in the CENTER PRIZE play area shall entitle the claimant to the prize shown for that symbol.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$30.00, \$50.00, \$100, \$200, \$500 and \$5,000.

(8) The estimated odds of winning, value and number of prizes in Instant Game Number 1074 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 50 POOLS OF TICKETS PER POOL
\$1	\$1	10.71	1,120,000
\$1 x 2	\$2	30.00	400,000
\$2	\$2	30.00	400,000
\$1 x 4	\$4	150.00	80,000
(\$1 x 2) + \$2	\$4	300.00	40,000
\$2 x 2	\$4	150.00	80,000
\$4	\$4	150.00	80,000
\$1 x 5	\$5	750.00	16,000
(\$1 x 3) + \$2	\$5	750.00	16,000
(\$2 x 2) + \$1	\$5	750.00	16,000
\$4 + \$1	\$5	750.00	16,000
\$5	\$5	750.00	16,000
\$2 x 5	\$10	500.00	24,000
(\$2 x 3) + \$4	\$10	500.00	24,000
\$1 + (\$2 x 2) + \$5	\$10	500.00	24,000
\$5 x 2	\$10	500.00	24,000
\$10	\$10	500.00	24,000
\$4 x 5	\$20	1,500.00	8,000
\$5 x 4	\$20	1,500.00	8,000
(\$5 x 2) + \$10	\$20	1,500.00	8,000
\$10 x 2	\$20	1,500.00	8,000
\$20	\$20	1,500.00	8,000
(\$5 x 4) + \$10	\$30	8,000.00	1,500
(\$5 x 2) + (\$10 x 2)	\$30	8,000.00	1,500
\$10 x 3	\$30	8,000.00	1,500
\$10 + \$20	\$30	8,000.00	1,500
\$30	\$30	8,000.00	1,500
\$10 x 5	\$50	8,000.00	1,500
(\$10 x 3) + \$20	\$50	9,600.00	1,250
(\$10 x 2) + \$30	\$50	9,600.00	1,250
\$20 + \$30	\$50	9,600.00	1,250
\$50	\$50	9,600.00	1,250
\$20 x 5	\$100	20,000.00	600
(\$10 x 2) + \$30 + \$50	\$100	24,000.00	500

(\$10 x 2) + \$20 + (\$30 x 2)	\$100	24,000.00	500
(\$20 x 2) + (\$30 x 2)	\$100	24,000.00	500
\$100	\$100	24,000.00	500
\$20 + \$30 + (\$50 x 3)	\$200	120,000.00	100
\$50 x 4	\$200	120,000.00	100
(\$50 x 2) + \$100	\$200	120,000.00	100
\$100 x 2	\$200	120,000.00	100
\$200	\$200	120,000.00	100
\$100 x 5	\$500	240,000.00	50
(\$100 x 3) + \$200	\$500	240,000.00	50
\$100 + (\$200 x 2)	\$500	240,000.00	50
\$500	\$500	240,000.00	50
\$5,000	\$5,000	240,000.00	50

(9) The estimated overall odds of winning some prize in Instant Game Number 1074 are 1 in 4.88. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(10) For reorders of Instant Game Number 1074, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(11) Payment of prizes for THE MONEY GAME lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 9-3-10.

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: September 3, 2010

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER10-47
 RULE TITLE: Instant Game Number 1076, CRUISE FOR CASH

SUMMARY: This emergency rule describes Instant Game Number 1076, “CRUISE FOR CASH,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER10-47 Instant Game Number 1076, CRUISE FOR CASH.

(1) Name of Game. Instant Game Number 1076, “CRUISE FOR CASH.”

(2) Price. CRUISE FOR CASH lottery tickets sell for \$5.00 per ticket.

(3) CRUISE FOR CASH lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning CRUISE FOR CASH lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The “YOUR NUMBERS” play symbols and play symbol captions are as follows:



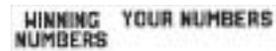
(5) The “WINNING NUMBERS” play symbols and play symbol captions are as follows:



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



(7) The legends are as follows:



(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the “YOUR NUMBERS” play area that matches a play symbol and corresponding play symbol caption in the “WINNING NUMBERS” play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a “WIN ALL” symbol and corresponding caption in the “YOUR NUMBERS” play area shall entitle the claimant to all twelve prizes shown.

(b) The prizes are: \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$40.00, \$100, \$500, \$1,000 and \$200,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1076 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF	NUMBER OF WINNERS IN 52 POOLS OF 120,000 TICKETS	
			1 IN	PER POOL
\$5	\$5	8.57	728,000	
\$2 x 5	\$10	60.00	104,000	
\$5 x 2	\$10	30.00	208,000	
\$10	\$10	30.00	208,000	
\$2 x 10	\$20	150.00	41,600	
(\$5 x 2) + \$10	\$20	150.00	41,600	
\$5 x 4	\$20	150.00	41,600	
\$10 x 2	\$20	150.00	41,600	
\$20	\$20	150.00	41,600	
(\$2 x 10) + \$5	\$25	363.64	17,160	
(\$10 x 2) + \$5	\$25	363.64	17,160	
\$5 x 5	\$25	363.64	17,160	
(\$2 x 5) + (\$5 x 3)	\$25	369.23	16,900	
\$25	\$25	369.23	16,900	
(\$2 x 10) + (\$10 x 2) (CROWN)	\$40	685.71	9,100	
\$25 + \$10 + \$5	\$40	685.71	9,100	
\$10 x 4	\$40	685.71	9,100	
\$20 x 2	\$40	685.71	9,100	
\$40	\$40	685.71	9,100	
(\$5 x 8) + (\$10 x 2) + (\$20 x 2) (CROWN)	\$100	1,000.00	6,240	
\$10 x 10	\$100	1,333.33	4,680	
\$20 x 5	\$100	1,333.33	4,680	
\$25 x 4	\$100	1,411.76	4,420	
\$100	\$100	1,500.00	4,160	
(\$40 x 5) + (\$100 x 3)	\$500	24,000.00	260	
\$100 x 5	\$500	24,000.00	260	
\$500	\$500	12,000.00	520	
(\$40 x 10) + \$100 + \$500 (CROWN)	\$1,000	120,000.00	52	
\$100 x 10	\$1,000	120,000.00	52	
(\$100 x 5) + \$500	\$1,000	120,000.00	52	
\$500 x 2	\$1,000	120,000.00	52	
\$1,000	\$1,000	120,000.00	52	
(\$100 x 5) + (\$500 x 4)	\$2,500	312,000.00	20	
(\$1,000 x 2) + \$500	\$2,500	312,000.00	20	
\$500 X 5	\$2,500	312,000.00	20	
\$200,000	\$200,000	1,560,000.00	4	

(10) The estimated overall odds of winning some prize in Instant Game Number 1076 are 1 in 3.87. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1076, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for CRUISE FOR CASH lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History--New 9-3-10.

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: September 3, 2010

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER10-48
RULE TITLE: Royal Caribbean International® Cruise Package Second Chance Drawing

SUMMARY: The Department of the Lottery will conduct a Royal Caribbean International® Cruise Package Second Chance Drawing from September 7, 2010 to December 15, 2010, in which special prizes will be awarded.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER10-48 Royal Caribbean International® Cruise Package Second Chance Drawing.

(1) Beginning Tuesday, September 7, 2010, players can enter their non-winning Florida Lottery CRUISE FOR CASH Scratch-Off ticket(s) in the Royal Caribbean International® Cruise Package Second Chance Drawing on the Florida Lottery's Web site or by mail to win an eight (8)-day, seven (7)-night cruise package as described below.

(2) Four (4) Web entry drawings and one (1) mail-in entry drawing will be held between October 6 and December 15, 2010, from entries received by midnight the night before each drawing for the Web drawings and by December 13, 2010 for the mail-in entries. Entries will be good for one (1) drawing only. The draw dates are:

Web Drawing	Web Draw Date	Web Entry Period	Cruise Packages Awarded
1	Wednesday, October 6, 2010	September 7 - October 5, 2010	27
2	Wednesday, October 27, 2010	October 6 - October 26, 2010	27
3	Wednesday, November 17, 2010	October 27 - November 16, 2010	27
4	Wednesday, December 8, 2010	November 17 - December 7, 2010	27

Mail-In Drawing	Mail-In Date	Draw	Mail-In Entry Period	Cruise Packages Awarded
1	Wednesday, December 15, 2010		September 7 - December 13, 2010	4

(3) Each cruise package includes the following:

(a) An eight (8)-day, seven (7)-night cruise for two (2) on one of Royal Caribbean’s cruise ships. Ships, itineraries and dates are subject to availability. Room accommodations will include a stateroom for two (2) with a premium ocean view balcony.

(b) Transportation to and from the port city within the state of Florida with a maximum value of \$1,000. Reasonable accommodations will be made for non-Florida residents up to the \$1,000 maximum.

(c) Deluxe hotel accommodations for the night before the cruise departure.

(d) Ground transportation from the hotel to the port where the cruise ship is located.

(e) A pre-paid \$1,000 credit account for on-board purchases.

(4) Internet Web Entry. To enter a non-winning ticket in the Web entry Royal Caribbean International® Cruise Package Second Chance Drawing, visit the Florida Lottery’s Web site at flalottery.com, click on the Royal Caribbean International® Cruise Package Second Chance Drawing icon and follow the directions. The ticket number is located below the play instructions on the front of a CRUISE FOR CASH Scratch-Off ticket. Scratch off the latex covering to reveal the 24-digit ticket number.

(5) Mail-In Entry. To enter a non-winning ticket in the mail-in entry Royal Caribbean International® Cruise Package Second Chance Drawing, players must complete the player information section on the back of the ticket and mail to: Florida Lottery Royal Caribbean International® Cruise Package Second Chance Drawing, P. O. Box 7456, Tallahassee, Florida 32314-7456. Entries mailed to a different address will not be included in the drawing. If drawn, incomplete, illegible or mutilated, tickets will be disqualified. Tickets entered in a Web drawing are not eligible for the mail-in drawing. The risk of loss or late delivery of a ticket submitted by mail remains with the player.

(6) Winning CRUISE FOR CASH Scratch-Off tickets cannot be used for entry in the second chance drawings. The odds of winning are dependent upon the number of entries received.

(7) Players may enter as many times as they wish during the contest period. However, each valid ticket number may only be used one (1) time, for one (1) entry in the second chance drawings.

(8) Twenty-seven (27) entries will be selected in each Web entry drawing and four (4) entries will be selected in the mail-in drawing. An additional fifteen (15) entries will be selected in each Web drawing and an additional twenty (20)

entries will be selected in the mail-in drawing to serve as alternates in the event a prize cannot be awarded to a winner or a mail-in entry is disqualified. The prizewinners in each second chance drawing will be posted on flalottery.com on the day of the draw. The Florida Lottery will attempt to notify each of the prize winners by telephone, U.S. mail or e-mail using the contact information provided in the winner’s registration data no later than one (1) week after the winners are drawn. If the Florida Lottery is unable to contact a winner within three (3) weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner as described above. If the Florida Lottery is unable to contact the alternate winner within three (3) weeks of the date of award of the prize, the alternate winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to a second alternate winner. This process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of available alternates. If the Lottery is unable to contact an alternate, the prize will not be awarded.

(9) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met. To claim a cruise prize, winners must submit a completed Winner Claim Form DOL 173-2, or Spanish Winner Claim Form DOL 173-2S, as referenced in Rule 53ER10-1, F.A.C., appropriate identification, and a notarized Florida Lottery Release and Authorization Form DOL-474, revised 10/08. Winners in a Web entry second chance drawing must also submit to the Florida Lottery the original valid non-winning CRUISE FOR CASH Scratch-Off ticket bearing the entry number selected in the drawing. Without such ticket, the player will forfeit his or her right to claim a prize. All forms must be submitted within seven (7) days of notification by the Florida Lottery that they are a winner. If the winner does not return the required forms within seven (7) days of notification, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner as described above. Form DOL-474 is hereby incorporated by reference and may be obtained at any Lottery office, from the Florida Lottery’s Web site at www.flalottery.com, or by writing to: Florida Lottery, Public Affairs, 250 Marriott Drive, Tallahassee, Florida 32399-4016.

(10) The Lottery will provide each winner with a certificate describing the winner’s prize. The certificate will contain the name and contact information for the person the prizewinner is to contact to make reservations to fulfill the prize package won. All cruise packages shall remain valid and available for booking for two (2) years after commencement of sales for the game (September 7, 2010), or for one (1) year after a cruise package has been claimed, whichever is latest. A cruise package winner has up to one (1) year from booking to take the cruise. If a winner fails to appear at the winner’s elected/designated time of departure, the entire cruise package shall be forfeited; provided, however, that the entire cruise

shall not be forfeited if the winner, at his or her own expense, makes arrangements to join the cruise at one of its scheduled stops.

(11) Winners may transfer a cruise package once within the period described in subsection (10) above at no additional cost; however, the value of the cruise package will remain taxable income to the winner. Transferability after booking shall be governed by the policies of Royal Caribbean.

(12) The right to claim a prize is not assignable to another person or entity.

(13) The Florida Lottery will pay applicable federal withholding tax on the value of the cruise (approximately \$7,950). Any additional federal, state and/or local taxes or fees will be the responsibility of the winner.

(14) No cash option or substitute is available in lieu of Royal Caribbean International® Cruise Package Second Chance Drawing prizes.

(15) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder. Prizes will be paid in accordance with the rule of the Florida Lottery governing payment of prizes. A copy of the current prize payment rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(16) Players must be at least eighteen (18) years of age. Persons prohibited by Section 24.116, Florida Statutes, from purchasing a Florida Lottery ticket are not eligible to play.

(17) By entering the Royal Caribbean International® Cruise Package Second Chance Drawing, a player gives his or her permission for the Florida Lottery to provide the player's address and telephone number to Alchemy₃, LLC, a representative of Royal Caribbean International®, for prize fulfillment purposes.

(18) By entering the Royal Caribbean International® Cruise Package Second Chance Drawing, a player gives his or her permission for the Florida Lottery to photograph and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

(19) Royal Caribbean International® Cruise Package Second Chance Drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm. The results of each drawing will be available after the drawing on the Florida Lottery's Web site at flalottery.com.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 9-3-10.

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: September 3, 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 CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NOS.:	RULE TITLES:
65CER10-6	Definitions
65CER10-7	Case Management for Young Adults Formerly in Foster Care
65CER10-8	Road to Independence Program (RTI)
65CER10-9	Young Adult Services Documentation Requirements
65CER10-10	High School Needs Assessment
65CER10-11	Post Secondary Needs Assessment
65CER10-12	Independent Living Benefits Due Process Notification
65CER10-13	Independent Living Program Budget Management

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The number of young adults formerly in foster care who are eligible for Independent Living services continues to increase. However, the FY 2010-2011 program funding allocation cannot be sustained at the previous year's level. Prior to July 1, 2010, Section 409.1451(10), F.S., specifically prohibited the Department from adopting rules relating to the reduction in Road-to-Independence awards. The Legislature amended this sub-section during the 2010 legislative session requiring the Department to adopt rules governing the payments and conditions relating to payments for services to youth or young adults provided under Section 409.1451, F.S.

The Department has the obligation to ensure the equitable treatment of young adults formerly in foster care and to ensure their safety and well-being. The health, safety, and welfare of young adults formerly in foster care are in danger. The inability to fully sustain the needs of these young adults may result in them becoming victims of crimes, homeless and destitute and it could lead to statewide inequitable treatment of these young adults. These changes will provide increased fiscal oversight and accountability at all levels including the Department, Community-Based Care Lead Agencies, and young adults so as to maximize the effective and efficient operation of the Independent Living Program.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure is fair under the circumstances because it ensures equitable treatment of young adults formerly in foster care.

SUMMARY: This rule makes changes to permanent Rules 65C-31.001, 65C-31.002, 65C-31.004, 65C-31.006, 65C-31.007, 65C-31.008, 65C-31.009, and 65C-31.011, F.A.C., relating to the Independent Living Services Program.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULES IS: Marci Kirkland, Office of Family Safety, 1317 Winewood Boulevard, Tallahassee, Florida 32399, Phone: (850)487-2464, Email: Marci_Kirkland@dcf.state.fl.us

THE FULL TEXT OF THE EMERGENCY RULES IS:

65CER10-6 (65C-31.001) Definitions.

(1) "Aftercare Support Services" means services intended to assist young adults in developing "the skills and abilities necessary for independent living". These services specifically include temporary financial assistance, mentoring and tutoring, mental health services and substance abuse counseling, life skills classes, including credit management and preventive health activities, parenting classes, job skills training, and counselor consultations. Temporary assistance to prevent homelessness should be considered emergency assistance.

(2) "Approval Authority" means the staff member(s) designated by the district/region/Community-based care with fiscal authority to approve cash payments. (Note: reviewing and approval authorities may be the same person(s).)

(3) "Case File" means all information for a case contained in the department's Statewide Automated Child Welfare Information System (SACWIS), i.e., HomeSafenet, as well as the supporting paper documentation gathered during provision of services to that family. The "case file" may also refer to a duplicate, paper copy of the electronic case file and the supporting paper documentation. The department's SACWIS is the primary record for each investigation and case.

(4) "Contracted Service Provider" means a private agency that has entered into a contract with the department or with a community-based care lead agency to provide supervision of and services to dependent children and children who are at risk of abuse, neglect, or abandonment.

(5) "Denial" means full denial or partial denial, in cases where the department or its contracted service provider does not approve the full amount of funding or services requested.

(6) "Designated Staff" means those staff assigned by the district/region or its contracted service provider to work with youth age 13 up to the 23rd birthday to implement and conduct a program for independent living as mandated by Section 409.1451, F.S.

(7) "Education and Training Vouchers" (ETV) means federal funds provided to young adults formerly in foster care eligible to receive independent living services and youth who were adopted from foster care at age 16 or 17. Students receiving ETV funds must be attending an institution of higher

education. ETV funds provide financial assistance to young adults to promote educational and vocational training opportunities.

(8) "Fair Hearings" means the appeals process federally mandated for the title IV-E independent living program by 45 C.F.R. 1356.10 and 45 C.F.R. 1355.30. The required details of this appeals process are provided in 45 C.F.R. 205.10. The Department of Children and Family Services has already incorporated this appeals process, in Chapter 65-2, F.A.C., for other federal public assistance programs. However, certain provisions for Independent Living Fair Hearings which differ from those for other programs will be listed in the [next] draft of Rule 65C-28.0200, F.A.C.

(9) "Interim Child Welfare Services Information System (ICWSIS)", means the department's automated system containing invoice data pertaining to services provided to children under the department's supervision. The ICWSIS is the state's primary audit record for client specific expenditures until such time that the system's functionality is subsumed by SACWIS.

(10) "Independent Living Benefit" means any type of financial aid or service provided to eligible young adults pursuant to Section 409.1451(5), Florida Statutes. These benefits are categorized as either aftercare support services, transitional services, or the Road to Independence Program Scholarship.

(11) "Initial Application" means the "Initial Road to Independence Program Scholarship and/or ETV Funds Application" CF-FSP 5295, September 2010 2005, incorporated by reference, is required for the initial Road to Independence Program Scholarship, which can be made anytime prior to the young adult's 21st birthday. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

(12) "Institution of Higher Education" means a school that awards a bachelor's degree or not less than a two year program that provides credit towards a degree or, provides not less than one year of training towards gainful employment or, is a vocational program that provides training for gainful employment and has been in existence for at least two years. The school must be accredited or preaccredited and is authorized to operate in that state.

(13) "Qualifying residential facility" means a juvenile or adult correctional facility operated by, or licensed by, a governmental entity and which provides housing, including all utilities, and meals, without charge to the resident.

(14)(13) "Reinstatement Application" means the "Road to Independence Program Scholarship and/or Education Training Vouchers (ETV) Funds Reinstatement Application", CF-FSP 5297, September 2010 2005, incorporated by reference, that must be submitted by a former recipient of the Road to Independence Program Scholarship prior to his or her 23rd

birthday in order to reinstate their ~~scholarship~~ award after an interruption of benefits. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

~~(15)~~(14) “Renewal Application” means the “Road to Independence Program Scholarship and/or ETV Funds Renewal Checklist” CF-FSP 5296, ~~September 2010~~ September 2005, incorporated by reference, means the application that must be submitted by Road to Independence ~~scholarship~~ recipients on an annual basis in order to continue his or her ~~stipend scholarship~~ award. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

~~(16)~~(15) “Reviewing Authority” means the staff member(s) or committee head(s) designated by the district/region or community-based care to review the applications associated with Section 409.1451, F.S., and determine eligibility.

~~(17)~~(16) “Road to Independence ~~Scholarship~~ Program” means the financial educational assistance available to qualifying young adults under the eligibility requirements contained in Section 409.1451(5)(b), F.S.

~~(18)~~(17) “Services Worker” means an employee of the department or its contracted service provider who is accountable for service delivery regarding safety, permanency, and well-being for a caseload of children and families under supervision. This includes an individual assigned to assist a young adult formerly in the custody of the department who is receiving independent living services.

~~(19)~~(18) “Special Immigrant Juvenile Status” means an immigration benefit that allows undocumented children who have been abused, abandoned or neglected to petition for permanent resident status as long as he or she meets the following criteria:

- (a) The child is eligible for long term foster care;
- (b) It is in the best interest of the child to remain in the United States; and
- (c) The child remains under the jurisdiction of the juvenile court.

~~(20)~~(19) “Statewide Automated Child Welfare Information System (SACWIS)” (i.e., HomeSafenet), means the department’s statewide automated system containing all reports, investigations, special conditions referrals, child-on-child sexual abuse reports and related child safety assessments and safety actions or plans and cases regarding child abuse, neglect or abandonment and pertinent information regarding all activities involved in investigative and some case management functions, including the Child’s Resource Record. The SACWIS is the state’s primary record for each investigation and case and all documentation requirements of the system shall be met.

~~(21)~~(20) “Transition Plan”, CF-FSP 5293, September 2005, incorporated by reference means the required written plan that contains specific strategies to assist the young adult with achieving self-sufficiency and developing a personal support system. This plan is created by the young adult with the assistance of the department or its contracted service provider. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

~~(22)~~(21) “Transitional Support Services” means “other appropriate short-term services” to be provided if the young adult demonstrates that the services are critical to the young adult’s own efforts to achieve self-sufficiency and to develop a personal support system. These may include financial, housing, counseling, employment, education, mental health, disability, and other services. Financial transitional support services may be provided in increments of up to 3 months. The young adult must apply again to obtain further transitional funds. See paragraph 65C-31.005(4)(b), F.A.C.

Rulemaking Specific Authority 39.5075(8), 409.1451(10) FS. Law Implemented 39.5075, 409.1451 FS. History–New 7-27-06, Amended 9-7-10.

65CER10-7 (65C-31.002) Case Management for Young Adults Formerly in Foster Care.

(1) The services that shall be provided to young adults formerly in foster care to transition successfully to independent living shall include, as appropriate for the individual young adult:

- (a) Aftercare support services,
- (b) Road to Independence (RTI) ~~Scholarship~~ Program, and
- (c) Transitional support services, as specified in Section 409.1451(5)(c)1., F.S.

The Independent Living Program is not an entitlement program. Services provided to eligible youth are based on the availability of funds to provide these services.

(2) Case Management/Contact with Young Adults Formerly in Foster Care/Support by Services Worker.

(a) Depending upon the stated wishes and needs of the young adult formerly in foster care, services worker support through home visits, office visits, and other types of contact shall occur.

(b) A plan for transition is required for all recipients of RTI scholarship and/or transitional support funds.

(c) The services worker shall arrange and provide services to support young adults formerly in foster care between the ages of 18 and up to his or her 23rd birthday.

(d) The services worker shall provide young adults formerly in foster care with developmental disabilities, mental health needs, and/or other special needs more contact, as necessary, to assist in the ability of the young adult to transition successfully to independent living.

(e) The frequency of contact by the services worker with the young adult shall be determined by the services worker ~~young adult~~ in consultation with the young adult services worker.

(3) Preparation and Education of the Child/Youth Age 16-17 in Foster Care. The services worker shall arrange or provide the services necessary to ensure that preparation/education for the young adult formerly in foster care to achieve independence occurs.

(4) Initial Application, Renewal and Reinstatement for the RTI Program Road to Independence Scholarship. The RTI Road to Independence Act provides specific direction for young adults formerly in foster care to renew or continue receiving benefits and to reinstate, one time only, benefits for young adults whose scholarship benefits were interrupted and who wishes to begin receiving benefits again.

(5) Selecting the Appropriate Funding Source for Young Adult Services (Chafee or Education and Training Voucher (ETV)).

(a) Two major types of federal funding sources are available to support the program for young adults formerly in foster care: Chafee funds and ~~Education and Training Voucher (ETV)~~ funds. The services worker shall determine the appropriate fund in order to comply with federal regulations and to maximize available funding.

(b) ETV funds have more restrictions than Chafee funds and shall be used for eligible students as the first option.

1. ETV may be used only for eligible students attending a postsecondary (college, university or vocational) school either part-time or full-time.

2. Chafee funds may be used for any of the young adult services identified in Florida Statutes, though not for young adults age 21 or 22.

3. State funds must be used for young adults age 21 and 22 if they are not eligible for ETV funds.

(6) Young Adults Formerly in Foster Care with Children of Their Own.

(a) The services worker shall determine which funds may be used for children whose parents are young adults formerly in foster care.

(b) If the parent of a child in a dependency case is a young adult formerly in foster care, the processes required in Chapter 39, F.S., for any parent still apply. Case planning, case management and required contacts shall continue as with any other dependency case.

(7) Selection of Placements for Young Adults Formerly in Foster Care. Prior to his or her 18th birthday, each young adult formerly in foster care shall choose the placement that best suits his or her needs. The services worker assigned to work with a young adult shall provide information to the young adult so as to assist in the best decision making.

(a) If the young adult elects to reside in the same or different licensed placement after reaching age 18, the services worker assigned to work with the young adult shall assist both the placement provider and the young adult to understand the roles and the responsibilities of continuing this placement after the young adult's eighteenth birthday.

(b) A young adult who continues with the foster family shall not be included as a child in calculating any licensing restriction on the number of children in the foster home.

(8) Implementation Plan, Steps for Effective Implementation.

(a) Program for Young Adults Formerly in Foster Care. This plan shall be used in order to develop each departmental district/ region or contracted service provider specific implementation plan.

(b) Steps for Effective Implementation:

1. Departmental districts/regions and contracted service providers shall designate staff responsible for receiving inquiries about services available to young adults formerly in foster care. The departmental district/region and contracted service providers shall also develop methods to provide information about ETV, prior to their 18th birthday, to youth adopted from foster care at ages 16 and 17, and to perform outreach for those adopted since July 1, 1999.

2. District/region and/or contracted service providers shall develop a process with fiscal/budget staff to ensure expedited and/or emergency assistance is provided.

3. District/region and/or contracted service providers shall develop a tracking system for approved cash assistance payments until such time as Florida Safe Families Network (FSFN) HSN can capture this information.

4. Pursuant to Chapter 39 and Section 409.1451, Florida Statutes, district/region and community-based care agencies must inform all youth aging out of foster care, prior to age 18, of these benefits. In addition, the agencies must provide information to all youth about public assistance programs (cash assistance, food stamps, Medicaid, etc.) and help in applying for these benefits.

(9) ~~ETV Education and Training Voucher~~ Funds.

(a) ~~Education and Training Voucher (ETV)~~ Program Requirements.

1. Young adult must have been:

a. Adjudicated dependent, pursuant to Chapter 39, F.S., have been in the custody of the State of Florida on his or her 18th birthday and have spent at least 6 months in foster care prior to reaching his or her 18th birthday; or

b. Adopted from the Florida foster care system at age 16 or 17 as of July 1, 1999.;

2. Young adults are potentially eligible for services from age 18 through age 22.

3. Initial application must be completed before 21st birthday.

4. Benefits from this and other federal educational assistance sources may not exceed the young adult's "cost of attendance" at an "institution of higher education," as defined by federal statute.

5. The young adult must be attending an institution of higher education.

6. The young adult may receive a maximum of \$5000 per year towards the payment of RTI ~~stipend~~ Scholarship awards.

7. For a student attending an institution of higher education on a part-time basis, ETV funds of up to \$5000 per year may be used to pay for Transitional Support Services.

8. The young adult shall provide proof of enrollment and satisfactory progress.

(b) Application for ETV Funds.

1. Students applying for the ~~RTI Program Road to Independence (RTI) Scholarship~~ will use the application form "Road to Independence Program Scholarship and/or ETV Funds Application", CF-FSP 5295, September 2010 ~~2005~~, incorporated by reference, unless they are attending school part-time. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399. If determined eligible for ETV, a portion of the student's RTI ~~stipend scholarship~~ award will be covered by ETV funds. The maximum per student per year is \$5000.

2. Students attending school at least part-time may receive ETV funds. These students shall complete the "Transitional Support Eligibility and/or Education Training Vouchers (ETV) Funds Application" CF-FSP 5292, September 2005, incorporated by reference, and can receive up to \$5000 per year, which may be funded by ETV. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

3. ETV funds are used for educational assistance currently authorized in Florida Statutes. The only new eligible group is young adults formerly in foster care adopted at age 16 or 17.

4. Chafee funds shall be used to cover the costs of ~~RTI stipends Road to Independence Scholarships~~ for high school/GED students, for those students attending institutions not meeting the federal definition of higher education, for transitional support services (exclusive of support for attendance at institutions of higher education), and for aftercare services.

5. Upon application for any independent living services, youth shall be provided with information regarding the appeal process, as well as the "Independent Living Benefits Due Process Rights" brochure, CF/PI 175-11, November 2008 September 2005, incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399. This includes applications for services made in anticipation of the youth's 18th birthday. In addition, the youth

must be advised verbally and in writing and must acknowledge in writing that the information supplied in his/her application(s) for services must be true, complete, and correct.

Rulemaking Specific Authority 409.1451(10) FS. Law Implemented 409.1451 FS. History--New 7-27-06, Amended 9-7-10.

65CER10-8 (65C-31.004) Road to Independence Program (RTI) Scholarship.

(1) Initial Application for RTI Program Scholarship Eligibility. Each student, with the assistance of the services worker if requested by the young adult, shall complete an RTI Program Scholarship Application. This application shall be completed and signed by the student, reviewing authority and approval authority and a copy must be placed in the case file.

(a) For the initial award, a young adult formerly in foster care must:

1. Be age 18, 19 or 20;
2. Have been a dependent child pursuant to Chapter 39;
3. Be or have been in the legal and/or physical custody of the Department of Children and Family Services at the time of his or her 18th birthday.

4. Have spent at least 6 months in foster care before reaching his or her 18th birthday, which may include the time the youth spent in shelter status in state custody;

5. Be a resident of Florida per Section 1009.40, F.S.; and

6. Meet one of the following educational requirements:

a. Earned a standard high school diploma or its equivalent as described in Section 1003.43 or 1003.435, F.S., or earned a special diploma or special certificate of completion as described in Section 1003.438, F.S., and has been admitted for full-time enrollment in an eligible postsecondary education institution as defined in:

(I) Section 1009.533, F.S., if the institution accepts the Florida Tuition and Fee Exemption provided in Section 1009.25, F.S. For good cause shown, the Secretary and/or designee may waive the requirement for educational institutions to comply with Section 1009.25, F.S.; or

(II) Section 445.09(7), F.S., that addresses eligible training providers recognized by Workforce Florida, Inc.

b. Is enrolled full time in an accredited high school, unless he or she has a documented disability and has provided documentation that part-time attendance is a necessary accommodation; or

c. Is enrolled full time in an accredited adult education program designed to provide the student with a high school diploma or its equivalent, unless he or she has a documented disability and has provided documentation that part-time attendance is a necessary accommodation.

(b) In addition, young adults age 18 up to their 23rd birthday who were adopted from foster care at age 16 or 17 and are attending an institution of higher education, whether on a full or part time basis, and meet the other criteria set forth for RTI Program scholarship eligibility are eligible to receive the

RTI stipend scholarship award. The same application shall be used for children adopted at age 16 or 17 applying for ETV funds. These funds are intended to assist in meeting the student's living expenses or provide for basic personal needs.

(c) Application Process for RTI Program Scholarship.

1. The services worker shall assist each youth between the ages 17 years, 6 months and 18 years of age to apply for the RTI Program Road to Independence Scholarship. The youth shall:

- a. Complete the application.
- b. Obtain document of proof of enrollment.

2. Each departmental district/region or contracted service provider shall designate a services worker to assist each young adult applying for or receiving independent living services. The young adult shall submit his or her application to the Independent Living services worker designated by the department or its contracted service provider. The Independent Living services worker shall have 10 working days to review the application and approve or deny the RTI stipend scholarship award or, if not the approval authority, shall forward the request to the approval authority early enough to have it approved within the ten-day period.

3. If approved, the services worker or Independent Living services worker shall notify the youth in writing within 10 working days of the determination. The monthly RTI stipend scholarship award shall be distributed at the beginning of the month that the recipient turns 18 years of age or, if approval occurs after the youth's 18th birthday, at the beginning of the next month following approval of the application. For youth approved prior to their 18th birthday, the first monthly RTI stipend scholarship award shall not be prorated regardless of the day of the month recipient turns 18 years of age.

4. If the application is denied, the services worker or Independent Living services worker shall notify the youth in writing within 10 working days of the determination and shall provide the youth the procedure for filing an appeal and the "Independent Living Benefits Due Process Rights" brochure, CF/PI 175-11, November 2008 September 2005, incorporated by reference, and notify the youth of other available benefits, including transitional support services or aftercare support.

5. If a young adult formerly in foster care did not complete the application process prior to his or her 18th birthday, or if the application was not approved, the young adult may apply once prior to his or her 21st birthday. The eligibility requirements contained in paragraph 65C-31.004(1)(a), F.A.C., apply. No retroactive benefits are available due to delayed completion of the application process by the youth.

(2) RTI Program Scholarship Renewal. The services worker shall evaluate for renewal each RTI stipend scholarship award annually during the 90-day period before the student's birthday. In order to be eligible for a renewal award for the subsequent year the student shall:

(a) Complete the number of hours, or the equivalent considered full time by the educational institution, in the last academic year in which the young adult earned a RTI stipend scholarship, except for a young adult who meets the requirements of Section 1009.41, F.S.

(b) Maintain appropriate progress as required by the educational institution, except that, if the young adult's progress is insufficient to renew the RTI stipend scholarship at any time during the eligibility period, the young adult may restore eligibility by improving his or her progress to the required level.

(3) RTI Program Scholarship Reinstatement. A student who has lost eligibility for the RTI stipend scholarship or who choose not to renew the award may apply for reinstatement one time only before his or her 23rd birthday using "Road to Independence Program Scholarship and/or Education Training Vouchers (ETV) Funds Reinstatement Application", CF-FSP 5297, September 2010 2005, incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399. In order to be eligible for reinstatement the student must meet the eligibility criteria and the criteria for RTI Program scholarship renewal.

(4) RTI Program Scholarship Needs Assessment. An RTI Program Needs Assessment must be completed on each student who has been awarded the RTI stipend scholarship.

(a) State Requirements. The amount of the award, whether it is being used by a young adult working toward completion of a high school diploma or its equivalent or working toward completion of a postsecondary education program, shall be determined based on an assessment of the funding needs of the young adult. This assessment shall consider the young adult's living and educational costs and other grants, scholarships, waivers, earnings, and other income to be received by the young adult.

(b) Federal Requirements. The total amount of ETV funds and any other federal educational assistance to the young adult shall not exceed the young adult's cost of attendance.

(5) Payment Requirements for RTI Program Scholarship Recipients.

(a) The services worker responsible for the case shall determine how the monthly RTI stipend scholarship awards will be paid according to either of the two following methods:

1. Direct payment to the young adult,
2. Payment of a portion of the RTI stipend scholarship award to a service provider and the balance to the young adult, if requested by the young adult. If the young adult makes this request, it must be made in writing.

(b) ETV funds are available pursuant to the following:

1. For students attending an institution of higher education, including community college, university or vocational education courses. High school or GED attendance does not qualify.

2. For youth adopted at age 16 or 17 from foster care who are attending an institution of higher learning.

3. Part-time attendance at an institution of higher education may qualify young adults under Florida's transitional support services component.

(c) Renewal of Road to Independence Program Scholarships.

1. Young adults formerly in foster care are required to renew their RTI stipend scholarships on an annual basis.

2. Departmental districts/regions or contracted service provider agencies shall develop a plan for renewal of RTI stipend scholarships. At a minimum, the plan shall address the tracking and scheduling of RTI Program scholarship renewals and those staff responsible for notifying for these activities as well as notifying the RTI Program scholarship recipient of his or her obligations during the renewal period.

3. Each approved award shall be evaluated and renewed during the 90-day period prior to the young adult's birthday.

4. If the young adult is awarded a RTI stipend scholarship within 90 days prior to his or her next birthday, he/she is not required to file for renewal until the following birthday.

5. For young adults who were adopted from foster care at age 16 or 17, the same procedures established above shall be followed when renewing their ETV funds.

(d) Eligibility to Renew RTI Stipend Road to Independence Scholarships. The young adult shall:

1. Make one application for the initial award prior to his or her 21st birthday.

2. Complete the number of hours, or the equivalent considered full time by the educational institution, in the last academic year in which the young adult earned a scholarship, except for a young adult who meets the requirements of Section 1009.41, F.S.

3. Maintain appropriate progress as required by the educational institution, except that, if the young adult's progress is insufficient to renew the scholarship at any time during the eligibility period, the young adult may restore eligibility by improving his or her progress to the required level.

(e) Documentation Requirements for RTI Program Scholarship Recipients. All eligible recipients shall:

1. Provide documentation of enrollment in a high school or institution of higher education; and

2. Provide documentation of progress made in his or her course of study during the most recently completed school term.

(f) RTI recipients attending institutions of higher education are participating in an activity equivalent to an acceptable food stamp employment and training program component as specified in 7 CFR 273.7. This activity meets the student eligibility criteria for the Food Assistance Program.

Rulemaking Specific Authority 409.1451(10) FS. Law Implemented 409.1451(1), (2), (3)(a), (c), (d), (5)(b) FS. History--New 7-27-06, Amended 9-7-10.

65CER10-9 (65C-31.006) Young Adult Services Documentation Requirements.

(1) General Documentation Requirements.

(a) Pursuant to federal documentation requirements, for each young adult receiving funding from the RTI Program Road to Independence Scholarship, transitional support services and/or aftercare support services the department or its contracted service provider shall have an active case and a case file containing at minimum:

1. A document that contains current demographic information on the student such as, name, address, DOB, social security number, school attending, etc.

2. Completed applications signed by the young adult and review and approval authorities.

3. Follow up renewal applications or evidence of review of transitional support services cases.

4. Completed Needs Assessments for RTI cases.

5. Documentation to support eligibility requirements for the services provided.

(b) When requesting documentation from the young adult, the services worker shall use "Request for Road to Independence Program Scholarship Documentation" CF-FSP 5302, September ~~2006~~ 2005, incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

(2) Documentation Requirements for Aftercare Support Services. The following documentation requirements apply to both referrals and cash assistance.

(a) Requests for Aftercare Support service referrals shall be recorded in the young adult's case file.

(b) Requests for Aftercare support cash assistance shall be recorded in the young adult's case file. The application shall be kept in a hard copy file.

(c) The services worker shall verify the young adult is in need of services through an eviction notice; utility cut-off notice or similar document; estimate of move-in costs, or by assessing the situation through an interview with the young adult.

(3) Documentation Requirements for RTI Program Road to Independence Scholarship. The services worker or other designated staff of the department or its contracted service provider shall maintain the following documentation in the case file of each young adult receiving the RTI stipend Road to Independence Scholarship to verify the young adult's eligibility for the initial application, ongoing eligibility, at renewal and for reinstatement.

(a) Initial RTI Program Scholarship Approval Documentation Requirements. In order for a student to be eligible for the Road to Independence Scholarship.

1. Documentation of application(s) for the RTI Program Scholarship, including the initial, renewal and reinstatement applications. The services worker shall maintain the following documentation in the young adult's case file:

- a. Renewal checklists,
- b. Chronological entries of contacts made,
- c. All completed scholarship applications, including as appropriate, the initial, renewal and reinstatement applications,
- d. A log of financial disbursements, and
- e. Any other pertinent supporting documentation.

2. Documentation for Eligibility Requirements.

a. Each student, with the assistance of the services worker, shall complete an RTI Program Scholarship Application. This "application" shall be completed and signed by the student, reviewing authority and approval authority and a copy shall be placed in the case file.

b. Adjudication of dependency shall be documented by placement in the case file of at least one of the following documents:

(I) Adjudicatory Order if there is follow up documentation indicating that the student was placed in foster care.

(II) Dispositional Order if the order placed the student in foster care or if there is follow up documentation indication that the student was placed in foster care.

(III) Judicial Review Order if the order indicates that the student was adjudicated dependent and placed in foster care. The Judicial Review Social Study Report shall be an acceptable source of supporting documentation if information regarding adjudication of dependency and status in foster care are mentioned in the report.

(IV) A Criminal Justice Information System (CJIS) if it is a complete report that includes adjudication date and date placed in foster care.

c. Documentation that the student was living in licensed foster care at age 18 shall be provided by placement in the case file of at least one of the following documents:

(I) Judicial Review Order or other Court Order if the order indicates that the student was living in foster care on his or her 18th birthday. The order may contain language releasing child from foster care on 18th birthday. The Judicial Review Social Study Report shall be an acceptable source of supporting documentation if information regarding adjudication of dependency and status in foster care are mentioned in the report.

(II) An Integrated Child Welfare Services Information System (ICWSIS) printout showing child in placement on 18th birthday if other supporting documentation such as orders are in the file verifying that the child was in custody of the department.

d. Documentation that the student spent at least six months in foster care before reaching his or her 18th birthday shall be provided by placement in the case file of at least one of the following documents:

(I) An ~~Integrated Child Welfare Services Information System (ICWSIS)~~ printout providing at least six months of residing in licensed care prior to the students 18th birthday if other supporting documentation such as orders are in the file verifying that the child was in custody of the department.

(II) A Statewide Automated Child Welfare Information System (SACWIS) printout showing six months of licensed placement.

e. Documentation that the student is a Florida resident shall be provided by placement in the case file of at least one of the following documents:

(I) Driver's license or Florida Identification card.

(II) Document proving Florida residence, including but not limited to, a copy of an RTI check, an electric bill, a lease, a current school enrollment form.

3. Documentation for Educational Requirements.

a. Full-time enrollment by the student in university, college or community college shall be documented by placement in the case file of at least one of the following documents:

(I) A current enrollment form or letter from the institution clearly showing the student enrolled for at least 12 credit hours.

(II) If the student is enrolled fewer than 12 hours, a current enrollment form or letter from the institution stating that the student is enrolled full-time.

b. Full-time enrollment by the student in vocational school, high school or GED shall be documented by placement in the case file of an enrollment form or letter from the school that states that he or she is a full-time student.

(I) For students in a General Education Development (GED) program, this documentation shall also include documentation in the case file notes that a school official has been contacted and has verified continued full-time enrollment of the student and that the student meets any attendance requirements of the GED program to be considered enrolled full-time.

c. Students must be able to periodically prove that they continue to be enrolled and attending school full-time. This shall be verified by placement in the case file of at least one of the following forms of documentation:

(I) A progress report from the school.

(II) Document in case notes that a school official has been contacted and has verified continued full-time enrollment of the student. The name, title, school and phone number for the school official who has been contacted shall also be included in the case note.

d. At the end of each semester the student shall provide the following documents and a copy shall be placed in the case file:

(I) A report card showing completion of classes registered for previously; and

(II) An enrollment form or letter from the educational institution showing full-time enrollment for the following semester.

(III) If participating in a GED program, the student shall submit the results of the most recent exam attempt(s). Full time students must take the full battery of GED exams that they have not previously passed at least twice per year. Community-based care lead agencies shall bear the costs for students to take the exams as required by this provision.

(b) ~~RTI Program Scholarship~~ Renewal Documentation Requirements.

1. For each student the services worker shall complete a "Road to Independence ~~Program Scholarship and/or ETV Funds Renewal Checklist~~" CF-FSP 5296, ~~July 2007 September 2005~~, incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399. The completed checklist shall be signed by the student, reviewing authority and approval authority and a copy shall be placed in the case file.

2. The case file shall also contain:

a. Proof of full-time enrollment at the institution, unless exempted, and

b. Proof of satisfactory progress at the institution.

(c) ~~RTI Program Scholarship~~ Reinstatement Documentation Requirements.

1. Each student who wishes to apply for reinstatement shall complete a "Road to Independence ~~Program Scholarship and/or Education Training Vouchers (ETV) Funds Reinstatement Application~~", CF-FSP 5297, ~~September 2010 2005~~, incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

2. This application shall be completed and signed by the student, reviewing authority and approval authority and a copy shall be placed in the case file.

3. The case file shall also contain:

a. Proof of eligibility,

b. Proof of full-time enrollment at the institution, unless exempted, and

c. Proof of satisfactory progress at the institution.

(d) ~~Road To Independence Program RTI Scholarship~~ Needs Assessment. ~~A Road To Independence Program RTI Needs Assessment shall be completed on each student who has been awarded the RTI stipend scholarship. See Rule 65C-31.007, F.A.C., High School Needs Assessment, and Rule 65C-31.008, F.A.C., Postsecondary Needs Assessment.~~

(4) Documentation Requirements for Transitional Support Services.

(a) A case shall be open in the ~~Statewide Automated Child Welfare Information System (SACWIS)~~ and a hard copy case folder is required for any documentation not contained in the electronic system.

(b) Staff are required to maintain the following documentation in the youth's case file: chronological entries to document face to face contacts, phone calls, and other contacts such as letters, facsimile transmissions or e-mail correspondence, documentation of referrals for services and documentation of young adults progress in attaining his or her transition plan, including:

1. Completing the attached application,

2. Obtaining a copy of documentation of grade point average,

3. Obtaining document of proof of enrollment,

4. Performing any other specific tasks identified in transition plan.

(c) Other required documentation for Transitional Support Services that shall be maintained in the case file is:

1. The completed transitional support services application,

2. The completed transitional plan, and

3. Documentation that the young adult meets the requirements for eligibility for transitional support services.

Rulemaking Specific Authority 409.1451(10) FS. Law Implemented 409.1451(1), (2), (3)(a), (c), (d), (5)(a), (c) FS. History--New 7-27-06, Amended 9-7-10.

65CER10-10 (65C-31.007) High School Needs Assessment.

(1) The Road to Independence ~~Program Scholarship~~ Needs Assessment for high school education has been developed to determine the funding needs of a young adult student formerly in foster care attending high school after considering other income sources. This section does not apply to any student who is living in a qualifying residential facility. These students shall be assessed for aftercare and/or transitional support services.

(2) Procedure:

(a) Before completing the Road to Independence ~~Program Scholarship~~ Needs Assessment, the services worker shall verify that the student has submitted a Road To Independence an RTI scholarship application and has been determined eligible to receive an award.

(b) The amount of the monthly scholarship award shall not exceed the federal minimum wage times 40 hours per week times 4.33 weeks per month.

(c) In order to complete the Road to Independence ~~Program Scholarship~~ Needs Assessment, the services worker shall meet with the student and explain the needs assessment

process to the student and obtain the required information and, when applicable, supporting documentation. For students located out-of-state, a phone interview is sufficient.

(d) If the student has not provided all necessary documentation and information the services worker shall provide a written list of items needed for the needs assessment process to be completed. The written list shall also include a due date for all requested items to be submitted to ensure that benefits will not be reduced or interrupted. This list shall include:

1. A statement that the requested information is needed before the needs assessment tool is processed;

2. A date by which the information must be received; and

3. A statement that the student's benefits will be initially established or reduced to the minimum award amount of \$25 until the information is provided. Once the information has been provided the services worker shall have 7 calendar days to process the needs assessment.

(e) No later than 30 days prior to the student's 18th birthday, or, if the student is 18 years of age or older, within 30 days after receiving the application and all required documentation and information, the department shall notify the student, in writing, of the award amount and the anticipated date of first payment. This notification shall also include the process for appealing the amount of the award (See attachment E).

(3) Elements of the Tool: The elements listed below correspond to the elements in the "Road to Independence Program Scholarship High School Needs Assessment Tool" CF-FSP 5299, ~~September 2010~~ ~~September 2005~~, incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399. An explanation of each element and instructions for obtaining the correct figures are included. There is an electronic version of the form that will perform the required calculations as data is entered on the form.

(a) Total Cost of Attendance: The maximum award that a student can receive is equivalent to the amount one would earn by working a full-time federal minimum wage job. The monthly amount has been computed to a yearly amount and has been included in the "cost/need" column on the "Total Cost of Attendance" (COA) line. Deductions will be subtracted from this figure to establish the RTI award amount.

1. In addition to the RTI award, a high school student may apply for aftercare and/or transitional support services, when needed.

2. Funds received from aftercare and transitional support services do not count against the "cost of attendance" for high school students.

(b) Special Needs Allowance: If a student expects to incur special costs during the academic year, the services worker shall obtain documentation of the special needs from the student and enter the amount on the "Special Needs Allowance" line on the needs assessment tool.

1. Costs that can be included in the "Special Needs Allowance" include but are not limited to: costs associated with a special field of study requiring additional costs such as nursing uniforms for nursing students, special equipment or assistance needed for disabled students, child care costs for students with dependent children, and medical or dental expenses not covered by medical insurance.

2. The services worker shall determine the validity of the request for special needs allowance, determine that the cost is associated with assisting in educational achievement and that the costs are not already included in the cost of attendance figure.

(c) Earned Income: If the student is employed, a verification of his or her earned income is required.

1. The services worker shall provide the student with two options for verifying earned income:

- a. The student may provide recent pay stubs. The pay stubs must be averaged to compute a monthly amount.

- b. The student may instead submit a letter from his or her employer stating the average number hours to be worked per month and the hourly wage.

2. Include the amount in the "income" column on the "Student's Monthly Wages" line. The monthly amount will automatically be calculated into a yearly figure on the next box below.

(d) Income Protection Allowance: The "Income Protection Allowance" figure is already included on the needs assessment form. This figure is equal to what a student would earn by working 20 hours per week at Florida's minimum wage computed over 12 months. Any student income less than or equal to this amount is disregarded for purposes of computing the scholarship amount. This means that a student may work the equivalent of a part-time job at Florida's minimum wage without impacting his or her RTI award.

(e) Student's Available Income: This is the amount of student income after deducting the "Income Protection Allowance." The electronic version of the form calculates this amount automatically.

(f) Contribution from Income: The federal financial aid application process allows for half of the "Student's Available Income" to count as a deduction when determining financial need. The electronic version of the needs assessment form automatically calculates the "Contribution from Income" figure and enters it in the "deductions" column.

(g) Federal Income: The services worker completing the needs assessment shall inquire and verify through available resources whether the student is receiving funds from any other source including Supplemental Security Income (SSI) and

Social Security (SSA). The student shall have a choice, based on his or her individual situation, whether or not to include SSI/SSA benefits in his or her budget as a deduction. SSA benefits shall be included in his or her budget as a deduction. The staff shall assist the student in maximizing all benefits to attend school and for his or her living needs. Any child support or other funds received (i.e., WAGES, Food Stamps, etc.) on behalf of the student's child shall not be included as income in the needs assessment.

(h) Totals: The electronic version of the needs assessment form automatically calculates the totals in the "cost/need" column and the "deductions" column.

(i) Total Need: The electronic version of the needs assessment form automatically subtracts the "deductions" from "cost/need" to get the "total need" amount.

(j) Adjusted Total Need: If the "Total Need" figure exceeds the amount equal to a full-time federal minimum wage job computed over 12 months the electronic version of the needs assessment form will automatically adjust the figure to that amount and enter the adjusted figure in the "cost/need" column.

(k) Aftercare and Transitional Support Services Funds Provided – Year to Date: Indicate the amount of Aftercare and/or Transitional Support Services Funds that have been provided to the student during the fiscal year (July 1st through June 30th). These funds shall not be factored as a deduction for the monthly scholarship award.

(l) Monthly RTI Program Scholarship Award: The electronic version of the needs assessment form automatically calculates the monthly award amount by dividing the "adjusted total need" by 12 months. The electronic version of the form automatically adjusts the monthly award to \$25, in the following row, if the award calculates to less than \$25 per month.

(4) Needs Assessment Totals. The bottom of the electronic version of the needs assessment form displays calculations of the total income and benefits for the student. These totals are calculated automatically based on the information input by staff. The totals calculated are:

(a) Total Earned and Unearned Income: This shows the student's annual amount of Earned Income plus Other Income, without deductions.

(b) Annual RTI Program Scholarship Award: This is the monthly scholarship award multiplied by 12.

(c) Total Annual Income Available to the Student: This is the amount of income from all sources and represents the total amount of income available to the student for educational and living needs.

(d) Monthly Income Available to the Student: This is the amount of income available to the student on a monthly basis.

(5) Documentation and Signature.

(a) The services worker shall obtain the student's signature on the "Road to Independence (RTI Program Scholarship Needs Assessment Face to Face Consultation Form)", CF-FSP 5298, July 2006 September 2005, incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399. By signing the form the student is only certifying that he/she has had a face to face meeting and the appeals process has been explained and provided.

(b) Once each individual needs assessment tool has been fully completed, and an award amount determined, two copies shall be printed. One copy shall be maintained in the student's case file. The second copy shall be provided to the student, either in person or by mail, with a copy of the "Independent Living Benefits Due Process Rights" brochure, CF/PI 175-11, November 2008 September 2005, incorporated by reference, attached to the needs assessment tool. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

Rulemaking Specific Authority 409.1451(10) FS. Law Implemented 409.1451(5)(b)4. FS. History—New 7-27-06, Amended 9-7-10.

65CER10-11 (65C-31.008) Post Secondary Needs Assessment.

(1) The Road to Independence Program (RTI) Scholarship Needs Assessment for post secondary education has been developed to determine the funding needs of young adults formerly in foster care attending a post secondary institution, after considering other income sources and educational scholarships. This section does not apply to any student who is living in a qualifying residential facility. These students shall be assessed for aftercare and/or transitional support services.

(2) Procedure:

(a) Before completing the Road to Independence Program Scholarship Needs Assessment, the services worker shall verify that the student has submitted an RTI scholarship application and has been determined eligible to receive an award.

(b) The amount of the monthly stipend scholarship award shall not exceed the federal minimum wage times 40 hours per week times 4.33 weeks per month. The total amount of federal educational assistance funds provided to a student from all federal sources shall not exceed the "total cost of attendance" figure determined by the educational institution.

(c) In order to complete the Road to Independence Program Scholarship Needs Assessment, the services worker shall meet with the student and explain the needs assessment process to the student. For students located out-of-state, a phone interview is sufficient.

(d) The student shall provide documentation evidencing the following:

1. Living and Educational Expenses.

a. An individual itemized “Cost of Attendance” (COA) for the academic year from the school the student will attend. The financial aid office at every university, college, community college, and vocational school establishes a COA, also referred to as a “student budget,” for each of its students. Some institutions automatically factor into the individual COA certain qualifying costs, including dependent care and costs associated with a particular course of study. Other institutions will consider adjustments to the COA for certain qualifying costs on a case-by-case basis upon request by the student. The COA will also indicate the length of the academic year considered.

b. It may be necessary for the student to formally request that the financial aid office make adjustments to his or her COA based on individual circumstances. The student is responsible for collecting and transmitting to the financial aid office any information relevant to the COA adjustments sought. The services worker shall make efforts to facilitate this process. The student shall execute such authorizations as may be necessary to enable the services worker to assist with financial aid issues.

c. In addition to establishing the individual COA for each student, many institutions publish an average or estimated COA. If a student fails to provide his or her individual COA, the services worker shall obtain the average or estimated COA published by the institution. The services worker shall make reasonable efforts to obtain the most current COA information by contacting the financial aid office. If COA information cannot be obtained via the financial aid office, the case worker shall use the most current COA information listed on the institution’s website.

d. If the student is unable to obtain an individual COA, and an average or estimated COA is unavailable, the case worker shall contact DCF for further guidance.

2. Fee exemption for the academic year.
3. Federal scholarships received (including Pell Grants).
4. Other Federal Income (SSI, Social Security).
5. Earned Income (pay stubs or other documentation).
6. Other scholarships and grants from all sources.
7. Alternate sources of funds and services.

(e) If the student has not provided all necessary documentation the services worker shall provide a written list of items necessary for the needs assessment process to be completed. The written list shall also include a due date for all requested items to be submitted. The list shall include:

1. A statement that the requested information is needed before each needs assessment tool is processed; and
2. A date by which the information must be received; and
3. A statement that the student’s benefits will be initially established at or reduced to the minimum monthly award amount of \$25 until the information is provided. Once the information has been provided the services worker shall have 7 calendar days to process the needs assessment.

(f) No later than 30 days prior to the student’s 18th birthday or, if the student is 18 years of age or older, within 30 days after receiving the application and all required documentation and information, DCF shall notify the student, in writing, of the award amount and the anticipated date of first payment. This notification shall also include the process for appealing the amount of the award (See attachment E).

(3) Calculating Awards for Post Secondary Students. The award for post secondary students shall be calculated no less than twice each year—once for the academic year and once for the summer months. The award may also be recalculated upon a change of circumstance, as provided for under subsection 65C-31.008(5), F.A.C., below. The award shall be calculated as follows:

(a) Academic Year Needs Assessment. The services worker shall use the form “Road To Independence Program Post Secondary Needs Assessment ROAD TO INDEPENDENCE SCHOLARSHIP POST SECONDARY NEEDS ASSESSMENT – ACADEMIC YEAR (FSP 5300 – September 2010 May 2006)”, incorporated by reference, DCF has supplied an electronic version of the form that will perform the required calculations as data is entered by the services worker. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

1. Living and Educational Expenses: Enter the total academic year COA. (See Rule 65C-31.008(2)(d)1., F.A.C.)

2. Fee Exemption (Tuition and Fees): Enter Tuition and Fee waiver amount. This amount is deducted from the Living and Educational Expenses.

3. Federal Scholarships Received: Enter the total amount of all Federal Scholarships received. This includes the amount of any Pell Grant received. Calculate the monthly amount of Federal Scholarships received by dividing the total amount by 12, then multiply the monthly amount by the number of months in the institution’s academic year. This amount is deducted from the Living and Educational Expenses.

4. Other Federal Income: The services worker completing the needs assessment shall inquire and verify through available resources whether the young adult is receiving federal funds from any other source including Supplemental Security Income (SSI) and Social Security (SSA). The young adult shall have a choice, based on his or her individual situation, whether or not to include SSI/SSA benefits in his or her budget as a deduction. The staff shall assist the young adult in maximizing all benefits to attend school and for his or her living needs. If the young adult elects to have SSI or SSA benefits included as a deduction, the amount of such benefits shall be calculated on a monthly basis and deducted according to the number of months in the academic year. The SSA benefits received by the young adult must be included as a deduction and the amount of

such benefits shall be calculated on a monthly basis and deducted according to the number of months in the academic year.

5. Available Income:

a. Earned income. Calculate the student's expected earned income for the academic year on a monthly basis. The student may verify his or her monthly income by providing recent pay stubs or a letter from his or her employer indicating the number of hours to be worked and the hourly wage. Enter the number of months in the academic year. The months of a specific institution's academic year can be determined from the COA. Multiply to determine the "earned income" for the academic year.

b. Income protection allowance. Calculate 20 hours per week at Florida's minimum wage on a monthly basis. Multiply by number of months in the academic year to determine the income protection allowance.

c. Total available income is determined by subtracting the income protection allowance from the student's earned income. This amount is deducted from the Living and Educational Expenses.

6. Other Scholarships and Grants: Enter all other scholarships and grants to be received for the academic year. This amount is deducted from the Living and Educational Expenses, except that a \$1,500 disregard shall apply to offset any deduction to the award based on other scholarships and grants.

7. Alternate Sources of Funds and Services: To the extent that any of the expenses contained in the COA can be reduced through alternate funding sources or services at a reduced cost, the services worker shall employ such alternate funding sources and/or services and assist the student as needed in applying for such funding and/or services. Enter the amount of funds from alternate sources employed to pay for any portion of the academic year Living and Educational Expenses. This amount is deducted from the Living and Educational Expenses.

8. Total Academic Year Award: The total academic year award is calculated by subtracting all the deductions from the Living and Educational Expenses.

9. Monthly Academic Year Award: The monthly academic year award is determined by dividing the total academic year award by the number of months in the institution's academic year.

(b) Summer Months.

1. Student attending school, including internships. The service worker shall use the form "Road To Independence Post Secondary Needs Assessment – Summer Months – ATTENDING SCHOOL ROAD TO INDEPENDENCE POST SECONDARY NEEDS ASSESSMENT – SUMMER MONTHS – Attending School (FSP 5300a – September 2010 March 2006)." Incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

DCF has supplied an electronic version of the form that will perform the required calculation as the data is entered by the services worker.

a. Living and Educational Expenses: Enter the total summer school COA. The summer school COA is obtained in the same manner as the academic year COA. (See Rule 65C-31.008(2)(d)1., F.A.C., above.) If no summer school COA is available from the financial aid office or the institution's website, the summer Living and Educational expenses are determined based on the student's academic year COA. The services worker shall reduce the academic year COA by the academic related costs and divide by the number of months in that institution's academic year to determine the monthly living expenses. Multiply the monthly living expenses by the number of summer months to determine the summer living expenses, then add the total summer educational expenses to be incurred, including tuition, fees, and books.

b. Fee Exemption (Tuition and Fees): Enter tuition and fee waiver amount. This amount is deducted from the Living and Educational Expenses.

c. Federal Scholarships Received: Enter the total amount of all Federal Scholarships received. This includes the amount of any Pell Grant received. Calculate the monthly amount of Federal Scholarships received by dividing the total amount by 12, then multiply the monthly amount by the number of summer months. This amount is deducted from the Living and Educational Expenses.

d. Other Federal Income: The services worker completing the needs assessment shall inquire and verify through available resources whether the young adult is receiving federal funds from any other source including Supplemental Security Income (SSI) and Social Security (SSA). The young adult shall have a choice, based on his or her individual situation, whether or not to include ~~SSI/SSA~~ benefits in his or her budget as a deduction. The staff shall assist the young adult in maximizing all benefits to attend school and for his or her living needs. If the young adult elects to have ~~SSI or SSA~~ benefits included as a deduction, the amount of such benefits shall be calculated on a monthly basis and deducted according to the number of summer months. The SSA benefits received by the young adult must be included as a deduction and the amount of such benefits shall be calculated on a monthly basis and deducted according to the number of summer months.

e. Available Income:

(I) Earned income. Calculate the student's expected earned income for the summer on a monthly basis. The student may verify his or her monthly income by providing recent pay stubs or a letter from his or her employer indicating the number of hours to be worked and the hourly wage. Enter the number of summer months. The summer months are those not included in the institution's academic year. Multiply to determine the "earned income" for the summer months.

(II) Income protection allowance. Calculate 20 hours per week at Florida's minimum wage on a monthly basis. Multiply by the number of summer months to determine the income protection allowance.

(III) Total available income is determined by subtracting the income protection allowance from the student's earned income. This amount is deducted from the Living and Educational Expenses.

f. Other Scholarships and Grants: Enter all other scholarships and grants to be received for summer school. This amount is deducted from the Living and Educational Expenses, except that a \$500 disregard shall apply to offset any deduction to the award based on other scholarships and grants.

g. Alternate Sources of Funds and Services: To the extent that any of the summer Living and Educational expenses can be reduced through alternate funding sources or services at a reduced cost, the services worker shall employ such alternate funding sources and/or services and assist the student as needed in applying for such funding and/or services. Enter the amount of funds from alternate sources employed to pay for any portion of the summer Living and Educational Expenses. This amount is deducted from the summer Living and Educational Expenses.

h. Total Summer Award: The total summer award is calculated by subtracting all the deductions from the summer Living and Educational Expenses.

i. Monthly Summer Award: The monthly summer award is determined by dividing the total summer award by the number of summer months, which is the number of months not included in the institution's academic year.

2. Student not attending school. The case worker shall use the form "Road To Independence Program Post Secondary Needs Assessment – Summer Months – NOT ATTENDING SCHOOL ROAD TO INDEPENDENCE SCHOLARSHIP POST SECONDARY NEEDS ASSESSMENT – SUMMER MONTHS – Not attending school (FSP 5300b – September 2010 May 2006).;" incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399. DCF has supplied an electronic version of the form that will perform the required calculation as the data is entered by the services worker.

a. Summer Living Expenses: The summer living expenses are determined based on the student's academic year COA. The case worker shall reduce the academic year COA by the academic related costs and divide by the number of months in that institution's academic year to determine the monthly living expenses. Multiply the monthly living expenses by the number of summer months to determine the summer living expenses.

b. Federal Scholarships Received: Enter the total amount of all Federal Scholarships received. This includes the amount of any Pell Grant received. Calculate the monthly amount of Federal Scholarships received by dividing the total amount by

12, then multiply the monthly amount by the number of summer months. This amount is deducted from the Living Expenses.

c. Other Federal Income: The services worker completing the needs assessment shall inquire and verify through available resources whether the young adult is receiving federal funds from any other source including Supplemental Security Income (SSI) and Social Security (SSA). The young adult shall have a choice, based on his or her individual situation, whether or not to include SSI/SSA benefits in his or her budget as a deduction. The staff shall assist the young adult in maximizing all benefits to attend school and for his or her living needs. If the young adult elects to have SSI or SSA benefits included as a deduction, the amount of such benefits shall be calculated on a monthly basis and deducted according to the number of summer months. The SSA benefits received by the young adult must be included as a deduction and the amount of such benefits shall be calculated on a monthly basis and deducted according to the number of summer months.

d. Available income:

i. Earned income. Calculate the student's expected earned income for the summer on a monthly basis. The student may verify his or her monthly income by providing recent pay stubs or a letter from his or her employer indicating the number of hours to be worked and the hourly wage. Enter the number of summer months. The summer months are those not included in the institution's academic year. Multiply to determine the "earned income" for the summer months.

ii. Income protection allowance. Calculate 20 hours per week at Florida's minimum wage on a monthly basis. Multiply by the number of summer months to determine the income protection allowance.

iii. Total available income is determined by subtracting the income protection allowance from the student's earned income. This amount is deducted from the Living Expenses.

e. Alternate Sources of Funds and Services: To the extent that any of the summer Living expenses can be reduced through alternate funding sources or services at a reduced cost, the services worker shall employ such alternate funding sources and/or services and assist the student as needed in applying for such funding and/or services. Enter the amount of funds from alternate sources employed to pay for any portion of the summer Living Expenses. This amount is deducted from the summer Living Expenses.

f. Total Summer Award: The total summer award is calculated by subtracting the deductions from the summer living expenses.

g. Monthly Summer Award: The monthly summer award is determined by dividing the total summer award by the number of summer months, which is the number of months not included in the institution's academic year.

h. A young adult not attending school is expected to obtain employment for the summer months, and if not employed, has the obligation to diligently seek employment.

i. A young adult seeking employment must provide the case worker with documentation of his or her job search consistent with the documentation required by the office of unemployment compensation on a monthly basis. If the unemployed young adult fails to provide such documentation in a given summer month, no award payment shall issue for the following summer month.

j. The young adult is required to inform the case worker of successful summer job placement within 7 days.

(4) Documentation and Signature:

(a) At the face-to-face meeting with the young adult, the services worker shall obtain the young adult's, signature on the "Road to Independence (RTI) Program Scholarship Needs Assessment Face to Face Consultation Form", CF-FSP 5298, July 2006 September, 2005, incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399. By signing the form the young adult is only certifying that he or she has had a face-to-face meeting and the appeals process has been explained and provided.

(b) Once each individual needs assessment tool has been fully completed, and an award amount determined, two copies shall be printed. One copy shall be maintained in the young adult's case file. The second copy shall be provided to the young adult, either in person or by mail, with a copy of the "Independent Living Benefits Due Process Rights" brochure, CF/PI 175-11, November 2008 September 2005, incorporated by reference, attached to the needs assessment tool. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

(5) Needs Assessment Recalculations.

(a) Changes in circumstances: The needs assessment may be recalculated at any time upon request by the young adult or the services worker to address material changes in the young adult's circumstances. Such a recalculation shall be completed within 7 working days of the request.

1. Changes in circumstances may include, but are not limited to, changes in the amount of grants, transfer to another academic institution, changes in the amount of earned income, and changes in living and educational expenses.

2. A change in circumstances is material if it is likely to result in a change in the amount of the monthly award of at least \$50 per month for the remainder of the award period.

Rulemaking Specific Authority 409.1451(10) FS. Law Implemented 409.1451(1), (2), (3)(a), (c), (d), (5)(b) FS. History--New 7-27-06, Amended 9-7-10.

65CER10-12 (65C-31.009) Independent Living Benefits Due Process Notification.

(1) The Independent Living program and its departmental or contracted service provider staff shall seek to treat all young adults fairly and to afford them due process. A young adult applying for or receiving Independent Living benefits has the right to receive adequate written notice of adverse actions by the department or its contracted service provider, to present grievances about adverse actions by the department or its contracted service provider, and to resolve issues about eligibility by meeting informally with representatives of the department or its contracted service provider or through the fair hearing process.

(2) The services worker shall, at the time of application for independent living benefits, provide the applying young adult a copy of the brochure "Independent Living Benefits Due Process Rights", CF/PI 175-11, November 2008 September 2005, incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399. As stated in the brochure, the young adult's services worker shall be available to help with the request for a fair hearing at any time that an adverse decision is made regarding the benefit.

(3) Actions by the department or its contracted service provider that require due process notification:

(a) The young adult is for any reason initially determined to be ineligible for any Independent Living benefit;

(b) The young adult is denied an Independent Living benefit due to lack of available funding;

(c) The young adult's services are reduced or terminated for any reason other than at the request of the young adult;

(4) Actions by the department or its contracted service provider that require confirmation: Voluntary reductions or terminations of services by a young adult. Due process notification is not required for these voluntary actions on the part of the young adult.

(a) A voluntary decision made by a young adult to reduce, terminate, or suspend services does not require due process notification. A decision to reduce, terminate, or suspend services is voluntary when the young adult determines that he or she does not need the service or scope of the service at issue and requests a reduction or termination of the service without being pressured to do so by staff of the department or its contracted service provider.

(b) Each young adult who makes a voluntary reduction or termination shall be allowed ten calendar days from the date the letter of confirmation was sent to reconsider. If after ten calendar days the young adult has not contacted the services worker in response to the letter of confirmation, the reduction or termination shall take effect.

(c) If the young adult contacts the services worker within ten (10) days to indicate that he or she does not agree to a voluntary reduction or termination of services, then services shall continue.

(5) Common bases on which Independent Living funding requests may be denied, or otherwise acted on in a manner adverse to the beneficiary. Most often, a request for Independent Living funding may be adversely acted upon (i.e., denied, reduced, or terminated) for one of the three following reasons:

(a) The young adult does not qualify for post-foster care Independent Living benefits;

(b) The young adult is not eligible (or is no longer eligible) for the Road to Independence Program Scholarship, or is eligible only for a reduced amount; or

(c) There are no available funds for Independent Living benefits.

(6) Determination of Service Denial. A determination regarding eligibility or continued eligibility for an Independent Living benefit shall be made by the young adult's services worker.

(7) Supervisory review of the determination prior to issuance of a letter denying, terminating, reducing or suspending an Independent Living benefit shall occur as follows:

(a) Before a letter is issued that denies, terminates, or reduces an Independent Living benefit request, the supervisor of the Independent Living services worker shall review the letter.

(b) The supervisory review shall consist of a review of all documents relied upon in denying, reducing, or terminating the service request, to ensure that the necessary documentation is present and to ensure that the decision to deny the service is supported by the documentation and pertinent policies regarding the requested Independent Living benefit.

(c) The purpose of the supervisory review is to ensure that the correct decision has been made with respect to the request for services. If the supervisor determines that an incorrect decision has been made, the service shall not be denied, but rather approved. If the supervisor determines that the denial was appropriate, the supervisor shall document that the supervisory review has occurred.

(d) Only after the supervisory review is successfully completed, and a determination is made by the supervisor that the denial is appropriate, shall the due process notification letter regarding denial, reduction, or termination of Independent Living benefits be issued (See attached Sample Letters, Attachments "A" through "D"). A decision to deny, reduce or terminate benefits shall be documented on "Documentation of Supervisory Review for Notices of Denial, Reduction or Termination of Benefits" or an alternate form that provides the same information (See Attachment G).

(8) Signing the Letter/Notice of adverse action. After the supervisory review is successfully completed, the young adult's services worker shall sign the letter notifying the young adult of the intended adverse action and providing due process information.

(9) Notification of Adverse Action. The services worker shall provide written notice to the young adult regarding any of the actions listed in subsection 65C-31.009(3), F.A.C.

(a) In the Notice, the young adult shall be advised of his or her right to request a fair hearing in accordance with 45 CFR § 1355.30 and 45 CFR 205.10.

(b) The Notice shall notify the young adult of the adverse action and the date the young adult can expect that action to be implemented.

(c) The services worker shall inform a young adult of the adverse action regarding eligibility within the following time frames:

1. One (1) calendar day of receiving a request for aftercare assistance to prevent homelessness;

2. Five (5) business days of receiving a request for transitional benefits or aftercare benefits other than assistance to prevent homelessness; OR

3. Ten (10) business days of receiving a request and required documentation for the Road to Independence program.

(d) Notices regarding reduction or termination of benefits shall be sent at least 10 days in advance of the adverse action. The notices shall provide the day prior to the effective date of the reduction or termination as the deadline for a request for a fair hearing to continue benefits until the hearing process is complete. If the day prior to the effective date is on a weekend or holiday, the deadline must be on the effective date itself.

(10) Form of Notification. Notification shall be in writing. One of the attached sample letters shall be used to notify young adults of the adverse action (See Attachments "A" through "D"). All relevant reasons for the adverse action must be indicated on the appropriate notice.

(a) The completed notification shall include notice of action, reason(s) for action, and relevant citations. The form shall be completed in its entirety and all relevant blanks shall be filled in. If there are multiple reasons for denial, reduction, or termination, all shall be listed.

(b) A "Request for Fair Hearing on Denial, Termination, or Reduction of Independent Living Benefits", CF-FSP 5304, September ~~2006~~ ~~2005~~, incorporated by reference, and the brochure "Independent Living Benefits Due Process Rights", CF/PI 175-11, ~~November 2008~~ ~~September 2005~~, incorporated by reference, shall be attached to the Notice. A copy of the forms are available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

(c) A Notice that pertains to fair hearing rights shall include the name, address and phone number of the services worker responsible for providing Independent Living Services to the young adult.

(d) The Notice shall be sent by Certified Mail or provided to the young adult by hand delivery. Documentation of hand delivery shall be made in the young adult's file contemporaneously with the hand delivery. The certified mail receipt shall also be placed in the young adult's file.

(e) Timeframes for response shall be clearly defined.

1. The request for a fair hearing shall be received by the services worker no later than thirty (30) calendar days from the date the notice was mailed or hand delivered to the individual.

2. If a request for hearing is received by the services worker on or before the day prior to the effective date of the reduction or termination of benefits, those benefits shall continue at their current level until the fair hearing process is completed. If the day prior to the effective date of the reduction or termination is on a weekend or holiday, the deadline to request a fair hearing and continue benefits shall be the effective date of the reduction or termination. The deadline shall be clearly stated in the Notice.

3. The right to request a fair hearing shall be exercised within thirty (30) days of the date the notice of adverse action was mailed or hand delivered. However, the issue of whether a request was timely made is one that shall be determined by the hearing officer. A request for a hearing can be rejected or dismissed only by the hearing officer. Therefore, if a request for a hearing is not within the given timeframes, the request shall not be refused. It shall be taken and forwarded to the Florida Department of Children and Family Services Office of Appeal Hearings with a notation on the "Independent Living Fair Hearing Request", which is used as a Fax cover sheet, (Attachment F) that the request was late. The Office of Appeal Hearings will handle late-filed requests from the central office.

(f) The request for a fair hearing may be made orally or in writing.

1. The form "Oral Request for Fair Hearing" CF-FSP 5303, September 2005, incorporated by reference, shall be used by the services worker to document oral requests for a fair hearing. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

2. Written requests shall be prepared by the young adult on "Request for Fair Hearing on Denial, Termination, or Reduction of Independent Living Benefits", CF-FSP 5304, July 2006 September 2005, incorporated by reference. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

(11) Timeframes.

(a) Response to a Notice of Action of Termination or Reduction of Existing Benefits. When a young adult receives notice of recommended action from the services worker, the following time limitations to request a hearing shall apply:

1. The written or oral request for a fair hearing shall be made no later than thirty (30) days from the date a notice is mailed or hand delivered to the young adult.

2. When a request for a fair hearing is made at least one calendar day prior to the date of the reduction or termination of benefits, (See attached Sample Letters, Attachments "B" and "C"), the request shall suspend or stay the termination or reduction action until the conclusion of the hearing process. If the day prior to the date of the reduction or termination is a weekend day or holiday, a request for a fair hearing received on the date of the reduction or termination shall also suspend or stay the reduction or termination action until the conclusion of the hearing process.

(b) Response to a Notice of Action of Denial of an Application for Benefits. When a young adult receives notice of denial of benefits (for benefits which have not yet been received, rather than the reduction or termination of benefits currently being received) from the services worker, the following time limitations to request a hearing shall apply:

1. The written or oral request for a fair hearing shall be made no later than thirty (30) days from the date a notice is mailed to the young adult.

2. The young adult shall not receive the denied services until the hearing officer rules in favor of the individual (but may receive other services for which he or she has not been denied).

(12) Transmittal of Hearing Request to the Department or Its Contracted Service Provider.

(a) The completed "Oral Request for Fair Hearing" form or the written request on the "Request for Fair Hearing on Denial, Termination, or Reduction of Independent Living Benefits" form and a copy of the Due Process notice letter shall be faxed by the services worker, using as a cover sheet the form "Independent Living Fair Hearing Request" (Attachment F), within one (1) business day of receipt to the District Legal Counsel, the Attorney General's Office and the Office of Appeal Hearings of the Department of Children and Family Services, whose address and fax number is noted on the cover sheet (Attachment F).

(b) The services worker receiving the request shall forward a copy of all documentation supporting the decision regarding the Independent Living benefit at issue to the District Legal Counsel and the Office of the Attorney General within three (3) business days.

(13) Additional Local Preparation for Fair Hearings.

(a) The services worker receiving the request shall immediately prepare copies of the young adult's complete Independent Living file to provide to both the young adult and the legal representative for the department or its contracted

service provider. The services worker shall provide the complete file to both the young adult and the legal representative for the department or its contracted service provider, whether or not a request has been made.

(b) The Office of the Attorney General (~~OAG~~) will appear as counsel to defend the adverse action only if the OAG has received copies of the written request, the due process letter, and all the documentation supporting the decision at least 14 days before a scheduled hearing. Otherwise, the District Legal Counsel is responsible for the hearing.

(c) The services worker responsible for the young adult's Independent Living benefits case (the services worker in the county where the young adult's involvement in independent living services originated) shall coordinate and participate in the Fair Hearing, even if the hearing takes place in a different county or district. The Fair Hearing will take place wherever the young adult lives.

(d) Staff in each departmental zone shall be available to provide technical assistance regarding Independent Living requirements to counsel for the department and its contracted service provider in preparation for the Fair Hearing. Therefore, the legal representative for the department and its contracted service provider shall be provided access to the young adult's Independent Living file by departmental zone staff when needed as part of trial preparation.

(14) Update to the department's Interim Child Welfare Services Information System (ICWSIS), or contracted service provider payment system:

(a) Update after initial notice of termination or reduction.

1. No update shall be made to the ICWSIS system to reduce or terminate funding for any service until the 11th day after the notice was sent to the individual, or the effective date of the reduction, whichever occurs later, and only if the individual has not requested a hearing and continuation or reinstatement of services.

2. If the young adult files for a hearing in accordance with the timeframes in subsection 65C-31.009(11), F.A.C., no adjustment shall be made to ICWSIS until after the appeal hearing decision is rendered.

(b) Update after Hearing Officer's decision.

1. If ICWSIS was not initially adjusted and the decision is in favor of the Department, ICWSIS will be adjusted within five days after the Department receives a copy of the order to reflect the decision of the officer.

2. If the decision is in favor of the individual and ICWSIS had not been adjusted because the individual requested a hearing in accordance with subsection 65C-31.009(11), F.A.C., then no change shall be made to ICWSIS and services will continue.

(15) Local [Informal] Review. Upon receipt of a Request for Hearing, an informal Local Review is mandated prior to the Fair Hearing itself.

(a) In view of the fact that a hearing may be scheduled fairly quickly, the Local Review shall occur no later than 10 days after receipt of the request for hearing. This Review shall mirror the supervisory review done prior to the issuance of the due process letter (subsection (7) above).

(b) The Local Review shall be done by the local department administrator or the administrator of its contracted service provider in charge of the Independent Living program in consultation with the services worker's supervisor.

(c) The Local Review shall include an informal meeting with the young adult and/or the young adult's legal representative, if the young adult requests such a meeting.

(d) The young adult or the young adult's legal representative shall be provided, without charge, with a copy of all of the records and documents of the department or its contracted service provider relating to the denied, reduced, or terminated benefit within three (3) business days of the receipt of the Request for a Hearing by the department or its contracted service provider.

(e) If the Local Review or interview resolves the issue to the satisfaction of the young adult, the request for hearing shall be withdrawn. Should an error be discovered during the Local Review, immediate action shall be taken to rectify it, and the young adult or the young adult's legal representative shall be advised.

(f) The informal review determination by the department or its contracted service provider, including specific findings, shall be provided in writing to the young adult or the young adult's legal representative, the District Legal Counsel, the Office of the Attorney General and the Department's Office of Appeal Hearings.

(16) Hearing Officer Decisions for all due process actions regarding denials, reductions and terminations of service.

(a) Hearing Officer Rules in favor of the department or its contracted service provider.

1. If the hearing officer affirms the decision of the department or its contracted service provider to terminate or reduce services, the services worker shall terminate or reduce services if they were continued or reinstated during the appeals process. The services worker shall implement the order five (5) days after the date the order is received by the department or its contracted service provider. The services worker shall immediately notify the young adult or the young adult's legal representative in writing informing him or her of the hearing officer's order and the effective date of the termination or reduction.

2. If the hearing officer affirms the decision of the department or its contracted service provider to terminate or reduce services, and the services have not been continued during the appeal process, the department or its contracted service provider does not need to take any further action

regarding the services at issue. The Final Order shall be sent directly to the young adult and the young adult's legal representative as well as to the services worker.

(b) Hearing Officer Rules in favor of the Individual.

1. If services were discontinued pending the hearing officer's review and the hearing officer's finding is in favor of the individual, then service(s) shall be reinstated according to the hearing officer's decision. This decision shall make clear the required corrective action, including retroactive payment. The services worker shall reinstate services according to the hearing officer's decision within five (5) business days of the date the department or its contracted service provider receives the order.

2. If services were continued or reinstated pending the hearing officer's review and the hearing officer's finding is in favor of the individual, then the service(s) shall continue in accordance with the hearing officer's decision.

3. If services were denied, the services worker shall provide those services, pursuant to the hearing officer's decision, within five (5) business days of receiving the order.

(17) Termination upon failure to renew Road to Independence Program Scholarship. When a services worker is unable to update a young adult's Road to Independence Scholarship during the 3 months prior to the young adult's birthday due to an inability to either locate or gain the cooperation of the young adult, the following action shall be taken:

(a) The services worker shall document in the case file "due diligence" in trying to locate or secure the cooperation of the young adult to update his or her continued eligibility for the Road to Independence Program Scholarship. This shall include checking with the post office for a forwarding address and sending the Request for Road to Independence Documentation form to the last known address, requesting forwarding by the post office, and allowing the individual 30 days from date of receipt (or 35 days from date the letter is mailed) to contact the services worker and renew the Road to Independence Program Scholarship.

(b) If after 35 days, there has been no contact by the young adult, or if it has been verified that the young adult has been terminated from the rolls of the post-secondary school, a letter (See Attachment "C") shall be sent by U.S. mail, certified, return receipt, to the last known address to notify the young adult that he or she is terminated from the program. The effective date of termination shall be calculated at 35 days following the date the oral request form was mailed.

Rulemaking Specific Authority 409.1451(10) FS. Law Implemented 409.1451(5)(e) FS. History--New 7-27-06, Amended 9-7-10.

65CER10-13 (65C-31.011) Independent Living Program Budget Management.

(1) General Requirements. Based on the availability of funds, the department or its contracted service provider shall manage funding ~~and stay within the Independent Living~~

~~Program's contracted amount~~ provided by the department to provide Independent Living service payments such as the Road To Independence Program scholarships, transitional support services, pre-independent living skills, subsidized independent living services, and aftercare support services to eligible young adults. Availability of funds shall include funds that have been appropriated by the Legislature of the State of Florida to the department for the current state fiscal year in which fall under the purview of child welfare services. Availability of funds shall also include unexpended state funds from previous state fiscal years that had been appropriated by the Legislature of the State of Florida to the Department in which fell under the purview of child welfare services, for nonrecurring Independent Living services for the current state fiscal year. A plan shall be provided to the department of the contracted service providers' funding availability and projected Independent Living services to be provided by service type, with the main goal ~~The departmental district/region or its contracted service provider shall develop a fundamental methodology of projecting how much funding is needed to support the program, compared to the available contracted amount, and adjust accordingly. If a contracted service provider decides that the need is more than the contracted allocation, the contracted service provider has the flexibility to increase the Independent Living allocation within existing state funds within its contract, but this will not be considered part of the base allocation from the department. The goal of the contracted service provider shall be to provide as many services within the Independent Living Program within the funds available.~~

(2) Plan to Implement Services of Young Adults Formerly in Foster Care. Each contracted service provider shall provide a plan to the department of the services to be provided to young adults formerly in foster care who are determined eligible for such services. The Plan to Implement Independent Living Services to Young Adults Formerly in Foster Care (CF-FSP 5350, September 2010), incorporated by reference, shall be completed by each contracted service provider, and submitted to the department by July 31st for each state fiscal year. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399. Each plan shall be reviewed and approved by the department by August 31st of each state fiscal year. Plans not approved by the department will be returned to the contracted service provider for adjustments deemed necessary. Once a plan has been approved, a contracted service provider, at any time, may submit a modified plan to the department for approval. Each approved plan will be reviewed six (6) months after its approval date for accuracy and/or to allow for modifications needed at that time. Plans that require modification shall be reviewed and approved by the department. A final review of the approved plan will be completed at the end of the state fiscal year to ensure allowability of final expenditures and eligibility of clients served.

(3) Review Team. The Review Team shall consist of Department representatives from budget, fiscal, contracts, legal, and the Family Safety Program Office. The Secretary may add additional representatives including but not limited to youth, advocates, and community-based care agencies. They will review and make recommendations to the Director of Family Safety Program Office for all submitted Plans to Implement Independent Living Services to Young Adults Formerly in Foster Care.

(4)(2) Payment Adjustments. Once the Plan to Implement Independent Living Services to Young Adults Formerly in Foster Care has been reviewed and approved by the department, if across the board reductions in maximum awards to Road To Independence and/or terminations of Independent Living services are needed due to the availability of funds, a modified plan must be submitted and approved by the department before such reductions and/or terminations are made. Throughout the year a contracted service provider shall have the flexibility to make adjustments to payments in all Independent Living service areas in order to prevent a budgetary shortfall, within the following parameters:

(a) Reduction of new Road to Independence awards or other new benefits based on unavailability of funds. Upon a budget projection that no further full Road to Independence awards or other Independent Living benefits can be provided without impacting current Road to Independence awards, contracted care providers may:

1. Reduce new Road to Independence awards proportionally or down to a minimum award of \$25.00, based on projected availability of funds, AND/OR

2. Reduce or deny new requests for other Independent Living benefits, based on projected availability of funds.

(b) Reduction or termination of current transitional or aftercare financial services. Current transitional and aftercare financial services may be reduced or terminated based on unavailability of funds.

(c) Reduction of current Road to Independence awards.

1. Section 409.1451(10), F.S., specifically states: "The department shall not adopt rules relating to reductions in scholarship awards. The department shall engage in appropriate planning to prevent, to the extent possible, a reduction in scholarship awards after issuance." Therefore, it is clear that while awards may be reduced based on lack of available funding only as a last resort, guidance regarding that reduction may not be addressed in rule.

2. Current Road to Independence awards may be reduced at the time of the annual reassessment.

(5) Validation of Payments. At the six (6) month and end of the year reviews of the approved Plan to Implement Independent Living Services to Young Adults Formerly in Foster Care, a validation of eligibility may be required of the

young adults who have received direct Independent Living services' payments. Validation of a client's eligibility could include, but is not limited to:

(a) Completion of Road To Independence – Client Education Verification (CF-FSP 5351, September 2010), incorporated by reference, by the contracted service provider and submitted to the department. A copy of the form is available upon request by contacting the Office of Family Safety, at 1317 Winewood Blvd., Tallahassee, Florida 32399.

(b) Reconciliation of the Integrated Child Welfare Services Integrated System (ICWSIS) data fields by the department of clients invoiced to the department for accuracy and completeness of these data fields.

(c) Verification of progression in school, attendance document, end of semester grades, class schedules, highest grade of completion, reading assessments, substantial compliance of transition plan goals set in place have been achieved, and/or the client's demonstration of need.

(6) Disallowance of Funds Provided by the Department. At the time of the six (6) month and end of the state fiscal year reviews and validation of payments made on behalf of the Independent Living Program, as specified in the approved Plan to Implement Independent Living Services to Young Adults Formerly in Foster Care, the amount of disallowance caused by the Lead Agency's failure to comply with state or federal regulations or the amount of any incorrect claim discovered in any federal or state audit shall be repaid to the department by the Lead Agency upon discovery.

Rulemaking Specific Authority 409.1451(10) FS. Law Implemented 409.1451(5) FS. History--New 7-27-06, Amended 9-7-10.

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: September 7, 2010

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

RULE NO.: 65ER10-14
 RULE TITLE: Continuances

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The number of young adults formerly in foster care who are eligible for Independent Living services continues to increase. However, the FY 2010-2011 program funding allocation cannot be sustained at the previous year's level. Prior to July 1, 2010, Section 409.1451(10), F.S., specifically prohibited the Department from adopting rules relating to the reduction in Road-to-Independence awards. The Legislature amended this sub-section during the 2010 legislative session requiring the Department to adopt rules

governing the payments and conditions relating to payments for services to youth or young adults provided under Section 409.1451, F.S.

The Department has the obligation to ensure the equitable treatment of young adults formerly in foster care and to ensure their safety and well-being. The health, safety, and welfare of young adults formerly in foster care are in danger. The inability to fully sustain the needs of these young adults may result in them becoming victims of crimes, homeless and destitute and it could lead to statewide inequitable treatment of these young adults. These changes will provide increased fiscal oversight and accountability at all levels including the Department, Community-Based Care Lead Agencies, and young adults so as to maximize the effective and efficient operation of the Independent Living Program.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure is fair under the circumstances because it ensures equitable treatment of young adults formerly in foster care.

SUMMARY: This rule makes changes to permanent Rule 65-2, relating to continuances for appeal hearings for the Independent Living Services Program.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Marci Kirkland, Office of Family Safety, 1317 Winewood Boulevard, Tallahassee, Florida 32399, Phone: (850)487-2464, Email: Marci_Kirkland@dcf.state.fl.us

THE FULL TEXT OF THE EMERGENCY RULE IS:

65ER10-14 (65-2.059) Continuances.

(1) The hearings officer may in his discretion grant a continuance of the hearing for good cause, or upon stipulation of all parties of record and the consent of the hearings officer.

(2) In appeals related to the Food Stamp Program, the household may request and is entitled to receive a postponement of the scheduled hearing. The postponement shall not exceed 30 days and the time limit for action on the decision may be extended for as many days as the hearing is postponed.

(3) In appeals related to the Independent Living Services Program for young adults pursuant to Section 409.1451, F.S., a continuance must be requested at least seven (7) days in advance of the scheduled hearing and good cause shown. A hearing officer may only grant a continuance for a hearing received less than seven days in advance upon a showing of emergency circumstances. The rescheduled hearing must take place within thirty (30) days, unless stipulated to by all parties. Any requests for a subsequent continuance may only be granted upon a showing of emergency circumstances. This amendment to be effective March 1, 1979.

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History—New 5-17-78, Amended 3-1-79, Formerly 10-2.59, 10-2.059, Amended 9-7-10.

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: September 7, 2010

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN THAT on September 3, 2010, the Agency for Health Care Administration, received a petition for Petition for Variance or Waiver from of subsection 59A-1.005(35), Florida Administrative Code, from INTERNATIONAL BIOLOGICS. The petition requests a variance of rule provisions requiring HTLV testing for donor tissue. The specific provision on which the waiver is sought is subparagraph 59A-1.005(35)(a)2., Florida Administrative Code. The Petitioner in its request seeks a temporary variance from the rule due to substantial hardship.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jamie L. Jackson, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on September 1, 2010, the Board of Orthotists and Prosthetists received a petition for waiver or variance filed by Jeremy McDowell, from paragraph 64B14-4.110(1)(b), F.A.C., with regard to the licensure requirement of Rule 64B14-4.110, F.A.C. that applicants successfully complete required courses before acquiring the two years of direct supervision experience.

Comments on this petition should be filed with the: Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

For a copy of the petition, contact: Bruce Deterding, Executive Director, Board of Orthotists and Prosthetists, at the above address, or telephone (850)245-4355.

NOTICE IS HEREBY GIVEN THAT on September 1, 2010, the Board of Orthotists and Prosthetists received a petition for waiver or variance filed by Susan B. McDowell, from paragraph 64B14-4.110(1)(b), F.A.C., with regard to the licensure requirement of Rule 64B14-4.110, F.A.C. that applicants successfully complete required courses before acquiring the two years of direct supervision experience.

Comments on this petition should be filed with the: Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

For a copy of the petition, contact: Bruce Deterding, Executive Director, Board of Orthotists and Prosthetists, at the above address, or telephone (850)245-4355.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF CORRECTION – NOTICE IS HEREBY GIVEN THAT on August 3, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, assigned Case No.: 10-042W, from Anglea Pagliarini. Subsection 65C-15.017(3), F.A.C., requires agency staff responsible for supervision shall have a bachelor’s or master’s degree in social work or a related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT on August 31, 2010, the Florida Office of Financial Regulation, received a petition for a variance or waiver.

Petitioner’s Name: Mickey P. McLellan
 Rule No.: 69W-600.0021, F.A.C.

Nature of the rule for which variance or waiver is sought: The rule relates to the effect of law enforcement records on applications for registration as associated persons. The petitioner seeks a variance from or waiver of the rule on the basis that the rule imposes a substantial hardship on and is unfair to the petitioner.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mary Howell, Agency Clerk, Office of Financial Regulation, Legal Services Office, 200 East Gaines

Street, The Fletcher Building, Suite 526 Tallahassee, Florida 32399-0379, (850)410-9896. The petition is also available on the agency’s website at www.flofr.com.

Any interested person or other agency may submit written comments within 14 days after the publication of this notice. To be considered, such comments must be received on or before 5:00 p.m. (Eastern Daylight Time), on the 14th day after publication by: Mary Howell, Agency Clerk, Office of Financial Regulation, Legal Services Office, 200 East Gaines Street, The Fletcher Building, Suite 526 Tallahassee, Florida 32399-0379.

**Section VI
 Notices of Meetings, Workshops and Public Hearings**

DEPARTMENT OF STATE

The **State Historical Records Advisory Board** announces a public meeting to which all persons are invited.

DATE AND TIME: September 29, 2010, 9:30 a.m. – 12:00 Noon

PLACE: Florida State Records Center, Training Room, 4319 Shelfer Road, Tallahassee, FL 32305

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review the status of the Board’s Statewide Partnership Grant; discuss the revision of the Board’s Strategic Plan for 2011-2012; discuss the status of the Preserving the American Historical Record Act; receive an update on the State Library and Archives’ programs.

A copy of the agenda may be obtained by contacting: Jim Berberich, Coordinator, Florida State Historical Records Advisory Board at (850)245-6750 or a copy of the agenda is available at <http://dlis.dos.state.fl.us/archives/shrab/meetings/>.

Pursuant to the provisions of 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: Jim Berberich, Coordinator, Florida State Historical Records Advisory Board at (850)245-6750. If you are 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: Jim Berberich, Coordinator, Florida State Historical Records Advisory Board at (850)245-6750.

The **Division of Cultural Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 29, 2010, 10:00 a.m.

PLACE: Hernando County Health Department, Administration Office, 15470 Flight Path Drive, Brooksville, Florida 34604, (352)540-6800

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Art Selection Committee for the new Hernando County Health Department facility in Spring Hill will evaluate plans for the building and determine potential artwork sites.

A copy of the agenda may be obtained by contacting: Lee Modica, ASB Administrator, 500 S. Bronough St., Tallahassee, FL 32399-0250, (850)294-5445.

Pursuant to the provisions of 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: Laura Blischke at (850)245-6475. If you are 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.

DEPARTMENT OF LEGAL AFFAIRS

The **Department of Legal Affairs**, Council on the Social Status of Black Men and Boys announces the following full Council meetings and public hearing which all persons are invited to attend.

Council on the Social Status of Black Men and Boys

DATE AND TIME: November 18, 2010, 8:30 a.m. – 4:00 p.m.

PLACE: FAMU College of Law, 201 Beggs Ave., Moot Court Room, Orlando, Florida 32801, (407)254-4010 (Please be advised that meeting rooms may be subject to change. For updates please visit <http://www.cssbmb.com>)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.

A copy of the meeting agenda may be obtained by visiting: <http://www.cssbmb.com>.

Pursuant to the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Bureau at least 48 hours prior to the meeting by contacting: Bureau of Criminal Justice Programs at (850)414-3300. If you are 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, contact the Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **State Fair Authority**, Marketing Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 6, 2010, 10:00 a.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Kathleen Fisher at (813)627-4221.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kathleen Fisher at (813)627-4221. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kathleen Fisher at (813)627-4221.

The Florida **State Fair Authority**, Finance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 6, 2010, 10:30 a.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Kathleen Fisher at (813)627-4221.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kathleen Fisher at (813)627-4221. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kathleen Fisher at (813)627-4221.

The Florida **State Fair Authority**, Long Range Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 6, 2010, 11:30 a.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Kathleen Fisher at (813)627-4221.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kathleen Fisher at (813)627-4221. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kathleen Fisher at (813)627-4221.

The Florida **State Fair Authority Board** announces a public meeting to which all persons are invited.

DATE AND TIME: October 6, 2010, 1:30 p.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Kathleen Fisher at (813)627-4221.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kathleen Fisher at (813)627-4221. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kathleen Fisher at (813)627-4221.

The Florida **Department of Agriculture and Consumer Services, Division of Forestry (DOF)** and the Seminole State Forest Management Plan Advisory Group announce two public meetings and a public hearing to which all persons are invited. (These public meetings and hearing are rescheduled from an earlier date)

MPAG MEETING

DATE AND TIME: Tuesday, October 5, 2010, 6:00 p.m.

PLACE: Theater Building, Camp Boggy Creek, 30500 Brantley Branch Road, Eustis, FL 32736

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Seminole State Forest Management Plan Advisory Group to prepare for a public hearing later in the evening which will provide recommendations to the DOF to help in preparation of a management plan for the Seminole State Forest.

PUBLIC HEARING

DATE AND TIME: Tuesday, October 5, 2010, 6:30 p.m.

PLACE: Theater Building, Camp Boggy Creek, 30500 Brantley Branch Road, Eustis, FL 32736

GENERAL SUBJECT MATTER TO BE CONSIDERED: To solicit comments on management of the Seminole State Forest. Comments may be presented orally or in writing at the hearing. Written comments may also be submitted to DOF's Seminole State Forest at the Lake Forestry Station, 9610 CR 44, Leesburg, FL 34788 to the attention of Joe Bishop and should be mailed so as to arrive at the office by the date of the public hearing.

MPAG MEETING

DATE AND TIME: Wednesday, October 6, 2010, 9:30 a.m.

PLACE: Theater Building, Camp Boggy Creek, 30500 Brantley Branch Road, Eustis, FL 32736

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Seminole State Forest Management Plan Advisory Group to review comments from the public hearing held the previous day and provide recommendations to the DOF to help in preparation of a management plan for the Seminole State Forest.

A copy of the agenda may be obtained by contacting: Seminole State Forest at the Lake Forestry Station, 9610 CR 44, Leesburg, FL 34788 or call: Joe Bishop at (352)360-6677.

Pursuant to the provisions of 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: DOF's Seminole State Forest office at the above listed address. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Department of Agriculture and Consumer Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 27, 2010, 10:00 a.m. – 12:00 Noon

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 or Tyler Bryant at (850)245-5595.

For more information, you may contact: Carol Windham or Tyler Bryant at (850)245-5595.

DEPARTMENT OF EDUCATION

The Florida **Rehabilitation Council (FRC)** announces a public meeting to which all persons are invited.

DATES AND TIME: September 20-22, 2010, 8:00 a.m. – 7:00 p.m.

PLACE: Crowne Plaza Hotel, 7800 Universal Boulevard, Orlando, Florida 32819, (407)355-0550

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, agency of this state or of any political subdivision; thereof shall include in the notice any meeting or hearing.

If notice of the meeting or hearing is required of such board, commission, or agency, conspicuously on such notice, they advise that if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. (Section 286.0105, Florida Statutes)

A copy of the agenda may be obtained by contacting: Yolanda Triplett or Paige Sharpton at (850)245-3397 or by writing to: The Florida Rehabilitation Council, 2002 Old St. Augustine Road, Building A, Tallahassee, Florida 32301-4862.

Pursuant to the provisions of 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: Yolanda Triplett at 1(800)451-4327, ext. 3320 (Voice/TTY), (850)245-3320. If you are hearing or speech impaired, please contact the FRC by using the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Rehabilitation Council at (850)245-3397.

The Florida **Department of Education** and the **State Board of Education** announces the upcoming workshops in the series "What's Working in Effective Teaching and Leadership" to which all persons are invited.

DATE AND TIME: October 6, 2010, 4:00 p.m. – 6:00 p.m.

PLACE: Hillsborough Community College, Dale Mabry Campus, 400 West Tampa Bay Blvd., Auditorium, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workshop topic is Teacher Evaluations and Support for Effective Instruction and will be presented by Dan Weisberg, Vice President of Policy, The New Teacher Project.

DATE AND TIME: October 7, 2010, 4:00 p.m. – 6:00 p.m.

PLACE: Urban League of Greater Miami, Inc., 8400 N. W. 25th Avenue, Miami, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workshop topic is How To Turnaround Low Performing Schools and will be presented by Brian Dassler, Principal, Renaissance High School, New Orleans.

DATE AND TIME: October 14, 2010, 4:00 p.m. – 6:00 p.m.

PLACE: Valencia Community College, West Campus, 1800 S. Kirkman Rd., Building 8, Room 111, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workshop topic is Preparing Outstanding School Leaders and will be presented by Jon Schnur, Co-Founder, New Leaders for New Schools. These workshops are designed to encourage dialogue, information sharing, and feedback from educators and stakeholders.

For more information, you may contact: Lynn Abbott at (850)245-9661, email: lynn.abbott@fldoe.org or go to our website: <http://www.fldoe.org/whatworks/>.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Florida Building Commission**, "the Commission" announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 5, 2010, 10:00 a.m. (EST)

PLACE: Meetings to be conducted using Communications Media Technology, specifically Conference Call: 1(888)808-6959, Conference Code: 1967168#; Public point of access: Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss "accreditor" and "course" applications for recommendation to the Florida Building Commission; development, posting, and implementation of an online comment/evaluation form to be completed by participants after attending a Florida Building Code approved/accredited course; review Rule 9B-70.002, F.A.C., relating to the accreditor scope of work; and, deletion of Rule 9B-70.001, F.A.C., Building Code Core Education.

A copy of the agenda may be obtained by contacting: Ms. Ila Jones, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Jennifer Drake, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or Fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Ms. Ila Jones, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or Fax: (850)414-8436, Website: www.floridabuilding.org.

The **State Emergency Response Commission**, Training Task Force announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 29, 2010, 10:00 a.m. – 11:00 a.m. EDT

PLACE: This is a telephone conference call which can be attended via the internet and the telephone. Go to the web site: <https://www2.gotomeeting.com/join/615128978>, then dial 1(888)808-6959, Password:4861938, Meeting ID: 615-128-978

GENERAL SUBJECT MATTER TO BE CONSIDERED: To finalize the Haz Mat FOG.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)413-9970.

Pursuant to the provisions of 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 Emergency Management (850)413-9970. If you are 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 LAW ENFORCEMENT

The **Criminal Justice Standards and Training Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 29, 2010, 9:00 a.m.

PLACE: St. Petersburg College Southeastern Public Safety Institute, 3200 34th Street South, St. Petersburg, Florida 33711-3829, Meeting Room Contact: Director J.C. Brock at (727)341-4495

GENERAL SUBJECT MATTER TO BE CONSIDERED: Community Service Officers. To define the duties of a law enforcement officer to determine what duties Community Service Officers have the authority to perform.

A copy of the agenda may be obtained by contacting: Donna Hunt, Florida Department of Law Enforcement, Criminal Justice Professionalism Program at (850)410-8615 or donnahunt@fdle.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: Donna Hunt, Florida Department of Law Enforcement, Criminal Justice Professionalism Program at (850)410-8615 or 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, Florida Department of Law Enforcement, Criminal Justice Professionalism Program at (850)410-8615 or donnahunt@fdle.state.fl.us.

The Florida **Department of Law Enforcement** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, October 20, 2010, 9:00 a.m.

PLACE: Hilton Hotel, 3600 S. W. 36th Avenue, Ocala, Florida 34474, (352)854-1400

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Examiners Commission Rules Workshop.

A copy of the agenda may be obtained by contacting: Bureau Chief Glen Hopkins at (850)410-8600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Medical Examiners Commission Staff at (850)410-8600. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Medical Examiners Commission Staff, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600.

DEPARTMENT OF REVENUE

The **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 28, 2010, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish Notices of Proposed Rule for the following rule sections.

- Rule 12-22.008, F.A.C. (Warrants and Liens List) – Confidentiality and Disclosure of Tax Information.
- Rule 12A-1.094, F.A.C. (Public Works Contracts) – Sales and Use Tax.
- Rule 12A-19.041, F.A.C. (Sales of Communications Services to a Residential Household), and Rule 12A-19.100, F.A.C. (Public Use Forms) – Communications Services Tax.
- Rule 12B-7.006, F.A.C. (Exemptions and Credits), Rule 12B-7.008, F.A.C. (Public Use Forms), and Rule 12B-7.026, F.A.C. (Public Use Forms) – Severance Taxes, Fees, and Surcharges.
- Rule 12A-1.005, F.A.C. (Admissions); Rule 12A-1.009, F.A.C. (Receipts from Services Rendered for Exterminating and Pest Control); Rule 12A-1.0091, F.A.C. (Cleaning Services); Rule 12A-1.0092, F.A.C. (Detective, Burglar Protection, and Other Protection Services); Rule 12A-1.011, F.A.C. (Sales of Food Products for Human Consumption by Grocery Stores, Convenience Stores, and Supermarkets; Sales of Bakery Products by Bakeries, Pastry Shops, or Like Establishments; Drinking Water; Ice); Rule 12A-1.0161, F.A.C. (Sales and Use Tax on Services; Sale for Resale); Rule 12A-1.044, F.A.C. (Vending Machines); and Rule 12A-1.096, F.A.C. (Industrial Machinery and Equipment for Use in a New or Expanding Business) – Sales and Use Tax.

A copy of the agenda and the meeting materials may be obtained by going to the Department's Internet site at: <http://dor.myflorida.com/dor/rules> or by contacting: Sarah Wachman at (850)410-2651.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: 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).

NOTICE OF CHANGE – The **Department of Revenue** announces an additional public hearing to which all persons are invited regarding proposed Rule 12A-19.021, F.A.C., Communications Services Tax Brackets, published in Vol. 36, No. 21, p. 2442, May 28, 2010, edition of the Florida Administrative Weekly. A Notice of Change published in Vol. 36, No. 31, p. 3586, August 6, 2010, edition of the Florida Administrative Weekly. A Notice of Public Hearing published in Vol. 36, No. 31, p. 3621, August 6, 2010, edition of the Florida Administrative Weekly, and a rule hearing was held on August 31, 2010.

DATE AND TIME: September 27, 2010, 9:30 a.m.

PLACE: Room 442, Carlton Building, 501 South Calhoun Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive comments for further consideration regarding proposed Rule 12A-19.021, F.A.C., Communications Services Tax Brackets.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any rulemaking proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least 48 hours before such proceeding by contacting: Sarah Wachman at (850)410-2651. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at (800)955-8770 (Voice) and (800)955-8771 (TDD).

The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 28, 2010, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rule for Rule 12A-1.0615, F.A.C. (Hotel Reward Points Programs), Sales and Use Tax.

A copy of the agenda may be obtained by contacting: Sarah Wachman at (850)410-2651 or by going to the Department's Internet site: <http://dor.myflorida.com/dor/rules>.

Pursuant to the provisions of 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 **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 28, 2010, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish Notices of Proposed Rule for the following rule sections.

- Rule 12A-1.097, F.A.C. (Public Use Forms) – Sales and Use Tax.
- Rule 12A-16.008, F.A.C. (Public Use Forms) – Rental Car Surcharge.
- Rule 12B-5.150, F.A.C. (Public Use Forms) – Tax on Motor Fuels, Diesel Fuels, Alternative Fuels, Aviation Fuels, and Pollutants.

- Rule 12B-8.003, F.A.C. (Tax Statement, Overpayments) – Insurance Premium Taxes, Fees and Surcharges.
- Rule 12C-1.051, F.A.C. (Forms) – Corporate Income Tax
- Rule 12C-2.0115, F.A.C. (Public Use Forms) – Intangible Personal Property Tax.

A copy of the agenda and the meeting materials may be obtained by going to the Department’s Internet site: <http://dor.myflorida.com/dor/rules> or by contacting: Sarah Wachman at (850)410-2651.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: 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).

DEPARTMENT OF TRANSPORTATION

The **City of Lakeland** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 12, 2010, 6:00 p.m. – 8:00 p.m.

PLACE: Legacy Christian Church Fellowship Hall, 901 West Beacon Road, Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public meeting is being held to afford the public the opportunity to receive information and express opinions regarding the location, proposed design, social, economic and environmental impacts of the Wabash Avenue Extension Project Development and Environment (PD&E) Study. The limits of this study are from Harden Boulevard to Ariana Street, a distance of approximately 2.6 miles.

A copy of the agenda may be obtained by contacting: Ralph S. Bove, Jr., Study Team Project Manager at (407)896-0594 or by email: rbove@drmp.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this public meeting is asked to advise the agency at least 7 days before the meeting by contacting: Ralph Bove, Study Team Project Manager at (407)896-0594 or by email: rbove@drmp.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: Ralph Bove, Study Team Project Manager-DRMP at (407)896-0594 or by email: rbove@drmp.com. Greg James, City of Lakeland Project Manager at (863)834-6000 or by email: Greg.James@lakelandgov.net.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, October 6, 2010; October 13, 2010; October 20, 2010, 8:30 a.m.

PLACE: Florida Parole Commission, 4070 Esplanade Way, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission at (850)488-1293.

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

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces the holding of Customer Service Hearings and Technical Hearings to which all persons are invited.

DATES AND TIMES: Tuesday, October 5, 2010, 10:00 a.m. and 6:00 p.m., Service Hearings; Technical Hearing following the Service Hearings as time permits; Wednesday and Thursday, October 6-7, 2010, 9:30 a.m., if necessary

PLACE: St. George Island Volunteer Fire Department, 324 E. Pine Avenue, Eastpoint, FL 32328-2831

GENERAL SUBJECT MATTER TO BE CONSIDERED: HEARING: DOCKET NO.: 100104-WU – Application for increase in water rates in Franklin County by Water Management Services, Inc. The purpose of the meeting is to take testimony, to include customer testimony, on the proposed application for increased water rates in Franklin County by Water Management Services, Inc.

Emergency Cancellation of Customer Meeting: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodation at this meeting because of a physical impairment is asked to advise the agency at least 48 hours before the meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770. If you are hearing or speech impaired, please contact the Agency using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Florida Energy and Climate Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 27, 2010, 1:00 p.m. – until completion

PLACE: University of Central Florida, Student Union Bldg., Room Cape Florida CD, 4000 Central Florida Boulevard, Building #52, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Energy and Climate Commission (Commission) will hold a meeting to hear presentations on energy and climate change, discuss and consider mechanisms for implementing the American Recovery and Reinvestment Act Spending Plan, and other Commission business. Staff will conduct the meeting from the University of Central Florida, Student Union Bldg., Room Cape Florida CD, 4000 Central Florida Boulevard, Building #52, Orlando, FL 32826, where members of the public are invited to attend.

A copy of the agenda may be obtained by contacting: Brittany Cummins at (850)487-3800.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Brittany Cummins at (850)487-3800. If you are 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: Brittany Cummins at (850)487-3800.

The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: October 19, 2010, 1:00 p.m. – 4:00 p.m.

PLACE: 2103, The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Suicide Prevention Coordinating Council.

A copy of the agenda may be obtained by contacting: Allyson Adolphson at (850)922-9350.

Pursuant to the provisions of 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: Allyson Adolphson at (850)922-9350. If you are 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: Allyson Adolphson at (850)922-9350.

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 27, 2010, 1:00 p.m.

PLACE: Suwannee River Economic Council Meeting Room, 114 Southwest Community Circle, Mayo, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Lafayette 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 **Tampa Bay Regional Planning Council**, Clearinghouse Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 27, 2010, 9:30 a.m.
PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Review Committee

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Wren Krahl at (727)570-5151, ext. 22. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Avera Wynne at (727)570-5151, ext. 30 or avera@tbrpc.org.

The **Tampa Bay Regional Planning Council**, Regional Planning Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 1, 2010, 1:30 p.m.
PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Regional Planning Advisory Committee.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Wren Krahl at (727)570-5151, ext. 22 or wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Avera Wynne at (727)570-5151, ext. 30 or avera@tbrpc.org.

The **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 4, 2010, 10:30 a.m.
PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting. Any proposed Local Government Comprehensive Plan received prior to the meeting. Any adopted Local Government Comprehensive Plan received prior to the meeting. Any Proposed Public Education Facilities Element (PEFE)/Capital

Improvements Element (CIE) Amendments received prior to the meeting. Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting. Any Adopted Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments received prior to the meeting. Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting. Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location. Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices at (954)985-4416 (Broward).

A copy of the agenda may be obtained by contacting: (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 3 days before the workshop/meeting by contacting: (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: (954)985-4416.

WATER MANAGEMENT DISTRICTS

The **Southwest Florida Water Management District (SWFWMD)** announces a workshop to which all persons are invited.

DATE AND TIME: Saturday, September 25, 2010, 8:00 a.m.
PLACE: Kings Bay Plaza Shopping Center, Intersection of S. E. Kings Bay Drive and S. E. Cutler Spur Boulevard, Crystal River, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Three Sisters Springs Open House hosted by the U.S. Fish and Wildlife Service. SWFWMD Governing or Basin Board members may attend.

A copy of the agenda may be obtained by contacting: Ivan_Vicente@fws.gov or Lou.Kavouras@watermatters.org or 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4606 (Ad Order EXE0074).

The **Southwest Florida Water Management District (SWFWMD)** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 28, 2010, 9:00 a.m.
PLACE: SWFWMD Headquarters, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings, Public Hearing and Workshop (9:00 a.m.) and Governing Board Final Budget Hearing (5:01 p.m.): Consider SWFWMD business including final hearing for adoption of District and Watershed Basin final millage rates and budget for Fiscal Year 2011. Some Board members may participate in the meeting via communications media technology.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL Only) or (352)796-7211.

Pursuant to the provisions of 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: SWFWMD Human Resources Director at 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4702; TDD (FL Only) 1(800)231-6103 or email: 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).

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: Luanne.Stout@watermatters.org 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4605. (Ad Order EXE0072)

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

Loxatachee River Management Coordinating Council

DATE AND TIME: September 27, 2010, 2:00 p.m. – 5:00 p.m.

PLACE: River Center, 805 North US Highway One, Jupiter, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to discuss the goals and objectives regarding the management of the Wild and Scenic portion of the Loxahatchee River.

A copy of the agenda may be obtained by contacting: Gardenia Banks Long, South Florida Water Management District, 780 S. E. Indian Street, Stuart, Florida 34997, glong@sfwmd.gov, www.sfwmd.gov, (772)223-2600, ext. 3617.

Pursuant to the provisions of 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).

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: District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

Roundtable Discussion: Select Water Issues in South Miami-Dade County

DATE AND TIME: September 29, 2010, 9:00 a.m. – 3:30 p.m.

PLACE: John D. Campbell Agricultural Center, 18710 S. W. 288th Street, Homestead, FL 33030

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. FPL Turkey Point Unit 6 & 7 Site Certification Application.
2. FPL Turkey Point Power Plant Groundwater, Surface Water, and Ecological Monitoring Plan.
3. Biscayne Bay Water Resource Protection Rule Development.
4. South Miami-Dade Seasonal Drawdown Operations.
5. South Miami-Dade Rock Mining.

A copy of the agenda may be obtained by contacting: http://my.sfwmd.gov/portal/pls/portal/portal_apps.repository_1_ib_pkg.repository_browse?p_keywords=smdwicamtg20100504&p_thumbnails=no.

Pursuant to the provisions of 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).

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: Scott Burns at email: sburns@sfwmd.gov or (561)682-6544.

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

Lake Belt Mitigation Committee

DATE AND TIME: November 3, 2010, 9:00 a.m.

PLACE: SFWMD, B-1, 2nd Floor, 2A Bridge Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Lake Belt Mitigation Committee (LBMC), created pursuant to Section 373.41492, Florida Statutes, to discuss a variety of Lake Belt issues.

A copy of the agenda may be obtained by contacting: Susan Brown at (561)682-2743, website: <http://www.sfwmd.gov/org/pld/proj/lakebelt/mitigcom.html>, Teleconference information Local SFWMD: (561)682-6700, Nationwide Toll Free: 1(866)433-6299, Meeting ID #: 2438.

Pursuant to the provisions of 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).

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: District Clerk's Office at (561)682-2087.

LAND AND WATER ADJUDICATORY COMMISSION

The Florida **Land and Water Adjudicatory Commission** announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, September 30, 2010, 1:00 p.m.

PLACE: Upper Tampa Bay Regional Library (Hillsborough County), Conference Room, 12111 Countryway Boulevard, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is a local hearing. The hearing addressing the proposed merger of the Westchase Community Development District and the Westchase East Community Development District was originally noticed in the Florida Administrative Weekly on June 11, 2010 (Vol. 36, No. 23). Please refer to the June 11, 2010, notice for details on the proposed merger.

A copy of the agenda may be obtained by contacting: Erin McCormick, Fowler White Boggs, Post Office Box 1438, Tampa, Florida 33601, (813)228-7411.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: September 30, 2010; October 28, 2010; November 18, 2010; December 16, 2010, 9:30 a.m. – 11:30 a.m. (CDT)

PLACE: 1101 Gulf Breeze Parkway, Gulf Breeze, FL 32561

GENERAL SUBJECT MATTER TO BE CONSIDERED: Northwest District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Michael Phillips, Department of Elder Affairs, 1101 Gulf Breeze Parkway, Gulf Breeze, FL 32561, (850)916-6720 or email: phillipsm@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: Michael Phillips, Department of Elder Affairs, 1101 Gulf Breeze Parkway, Gulf Breeze, FL 32561, (850)916-6720 or email: phillipsm@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Michael Phillips, Department of Elder Affairs, 1101 Gulf Breeze Parkway, Gulf Breeze, Florida 32561, (850)916-6720 or email: phillipsm@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: September 30, 2010; October 28, 2010; November 18, 2010; December 17, 2010, 12:30 p.m. – 2:30 p.m. (EDT)

PLACE: Lake Panasoffkee Parks and Recreation Community Center, 1582 County Road 459, Lake Panasoffkee, FL 33538

GENERAL SUBJECT MATTER TO BE CONSIDERED: Withlacoochee District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Marilyn Anderson, Department of Elder Affairs, 1515 Silver Springs Blvd., #203, Ocala, Florida 34470, (352)620-3088 or email: andersonm@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: Marilyn Anderson, Department of Elder Affairs, 1515 Silver Springs Blvd., #203, Ocala, Florida 34470, (352)620-3088 or email: andersonm@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Marilyn Anderson, Department of Elder Affairs, 1515 Silver Springs Blvd., #203, Ocala, Florida 34470, (352)620-3088 or email: andersonm@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 8, 2010, 10:00 a.m. – 11:30 a.m. (EDT)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9382152028#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Long-Term Care Ombudsman Program, Advocacy Committee business.

A copy of the agenda may be obtained by contacting: Aubrey Posey Department of Elder Affairs, 4040 Esplanade Way, Ste. 280R, Tallahassee, Florida 32399, (850)414-2323 or email: poseya@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: Aubrey Posey Department of Elder Affairs, 4040 Esplanade Way, Ste. 280R, Tallahassee, Florida 32399, (850)414-2323 or email: poseya@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Aubrey Posey Department of Elder Affairs, 4040 Esplanade Way, Ste. 280R, Tallahassee, Florida 32399, (850)414-2323 or email: poseya@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: October 1, 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 Coordinating Committee will review and discuss strategies to increase electronic health record adoption and health information exchange in Florida.

A copy of the agenda may be obtained by contacting: Carolyn H. Turner, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at: <http://www.fhin.net/FHIN/workgroups/HIECC.shtml> seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Carolyn H. Turner at (850)412-3782. If you are

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.

DATE AND TIME: September 22, 2010, 9:00 a.m. – 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL 32308, Conference Call: 1(888)808-6959, Conference Code: 4138067#

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: Edwin Stephens at (850)412-4077 or email: edwin.stephens@ahca.myflorida.com, with any questions.

For more information, you may contact: Contact Edwin Stephens at (850)412-4077 or email: edwin.stephens@ahca.myflorida.com, with any questions.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 23, 2010, 1:00 p.m. – 3:00 p.m. (Eastern)

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Section 2403 of the Affordable Care Act (ACA) of 2010 amends Section 6071 of the Deficit Reduction Act (DRA) of 2005 and extends the Money Follows the Person (MFP) Rebalancing Demonstration from 2011 to 2016. This will allow States already participating in the MFP program to continue strengthening their demonstration programs and will allow additional States to participate. Florida Medicaid has submitted a letter of intent to the Centers for Medicare and Medicaid Services (CMS) to apply for this Money Follows the Person grant. The primary purpose of this public meeting is to

educate stakeholders and interested parties about Money Follows the Person grant, provide an overview of the grant and present an opportunity for public comment.

A copy of the agenda may be obtained by contacting: G. P. Mendie, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)412-4252, gp.mendie@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 7 days before the workshop/meeting by contacting: G. P. Mendie, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)412-4252, e-mail: gp.mendie@ahca.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).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Architecture and Interior Design** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 28, 2010, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4879597#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The board will discuss general business.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)922-5012.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)922-5012. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)922-5012.

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIMES: September 28, 2010, 9:00 a.m. and 10:00 a.m.

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, or by phone at (850)488-0062.

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**, Bureau of Assessment and Restoration Support, announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 29, 2010, 9:00 a.m.

PLACE: Florida Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Road, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Marine Numeric Nutrient Criteria Technical Advisory Committee (MTAC). The primary purpose of the meeting will be to consider and discuss the Department's draft methodologies and statistical approaches for the

development of numeric nutrient criteria for Florida's estuarine and coastal waters. The MTAC is separate from a previous TAC established for nutrient criteria development for freshwater systems (lakes, streams, and canals).

A copy of the agenda may be obtained by contacting: Eric Shaw, Department of Environmental Protection, Bureau of Assessment and Restoration Support, MS #6511, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, (850)245-8429 or email: eric.shaw@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eric Shaw at (850)245-8429. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

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

PLACE: Alachua County Library District-Headquarters Meeting Room A (4th Floor), 401 East University Avenue, Gainesville, Florida 32601

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Orange Creek Basin (OCB) TMDL Working Group was formed to provide a forum for stakeholders to discuss issues related to the OCB TMDLs, including development, allocation, and implementation of projects that address the TMDLs. The Orange Creek BMAP was adopted on May 15, 2008. Topics for this meeting include discussion of the status of current water quality improvement projects that address adopted TMDLs and Newnans Lake research and proposed water quality improvement activities.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment Section, MS #3555, Tallahassee, Florida 32399-2400, (850)245-8560.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Mary Paulic at (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: September 30, 2010, 9:00 a.m.

PLACE: Leesburg Community Building, 109 East Dixie Avenue, Leesburg, Florida 34748

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Upper Ocklawaha River Basin TMDL Working Group was formed to provide a forum for stakeholders to discuss issues related to the Upper Ocklawaha River Basin TMDLs, including development, allocation, and implementation of the TMDLs through a Basin Management Action Plan (BMAP). The Upper Ocklawaha River BMAP was adopted in 2007. Updates and presentations on local efforts underway to achieve the TMDLs in the basin will be given in the morning. A technical discussion, focused on review and update of the monitoring plan developed for the BMAP, will take place in the afternoon.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment Section, MS #3555, Tallahassee, Florida 32399-2400, (850)245-8560.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Mary Paulic at (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

The **Governor's Task Force on Autism Spectrum Disorders** announces a telephone conference call to which all persons are invited.

DATES AND TIME: September 21, 2010; September 22, 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: Deleah Sims at (850)488-9547 or by email: Deleah_Sims@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.

The **Department of Health** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 1, 2010, 9:00 a.m. – 6:00 p.m.

PLACE: St. Pete Times Forum, 401 Channelside Drive, Tampa, FL 33602-5400

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue the work outlined in Executive Order 07-52 and Executive Order 09-91. To review and discuss the Governor’s Council on Physical Fitness’ recommendations, the Governor’s Fitness Challenge, and plan for upcoming year.

A copy of the agenda may be obtained by contacting: Jenna Lockwood at (850)245-4259 or FitnessCouncil@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: Jenna Lockwood at (850)245-4259 or FitnessCouncil@doh.state.fl.us.

If you would like to participate, have questions, or require further information, please contact: Jenna Lockwood at (850)245-4259 or FitnessCouncil@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).

The Probable Cause Panel of the **Board of Osteopathic Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, October 19, 2010, 9:00 a.m. or soon thereafter

PLACE: Conference Call: 1(888)808-6959, Conference Code: 6321783289#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director, Board of Osteopathic Medicine, 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: Anthony Jusevitch 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.

The Florida **Board of Nursing**, Central Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 30, 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.

NOTICE OF CHANGE – The **Department of Health, Board of Nursing** hereby gives notice that, pursuant to Section 120.54(3)(c)1., F.S., a Public Hearing will be held on Rule 64B9-8.005, F.A.C., at the time, date and place listed below:

For Rule 64B9-8.005, F.A.C.:

DATE AND TIME: Friday, October 8, 2010, 8:30 a.m. or as soon thereafter as possible – until business is concluded

PLACE: DoubleTree Resort, 10100 International Drive, Orlando, FL 32821

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conscious sedation.

Notice of the above-referenced proposed rule was originally published in Vol. 36, No. 33, of the August 20, 2010, Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399, by emailing a request to the Board Office: MQA_Nursing@doh.state.fl.us or by calling (850)245-4125.

All written materials will be accepted for these rules through the end of the hearing.

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 at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Optometry**, Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 21, 2010, 6:30 p.m.

PLACE: Embassy Suites, 1100 S. W. 17th Street, Ft. Lauderdale, Florida 33316

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, 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: Sherra Causey at (850)245-4444, ext. 3617. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Optometry** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 22, 2010, 9:00 a.m.

PLACE: Embassy Suites, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/optometry/index.html.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sherra Causey at (850)245-4444, ext. 3617. If you are 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 **Council of Licensed Midwifery** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday October 8, 2010, 9:00 a.m. or shortly thereafter

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2454594#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Council.

A copy of the agenda may be obtained by contacting: Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

Pursuant to the provisions of 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: Council of Licensed Midwifery 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.

The Florida **Department of Health** announces a public meeting to which all persons are invited.

DATE AND TIME: September 24, 2010, 10:00 a.m. – 3:00 p.m. (EST)

PLACE: Florida Department of Health, Conference Room 135Q, 2585 Merchants Row Blvd., Tallahassee, FL 32301; Conference Call: 1(877)350-7892, Access Code: 10131478

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is being held in response to Florida House Bill 5311, Section 26, which states that the Florida Department of Health shall develop a plan that uses private and nonstate public hospitals to provide care for persons with contagious cases of tuberculosis.

A copy of the agenda may be obtained by contacting: Clayton Weiss at clayton_weiss@doh.state.fl.us or (850)245-4350.

Pursuant to the provisions of 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: Clayton Weiss at clayton_weiss@doh.state.fl.us or

(850)245-4350. If you are 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: Clayton Weiss at clayton_weiss@doh.state.fl.us or (850)245-4350.

The Florida **Department of Health**, Bureau of Radiation Control announces a public meeting to which all persons are invited.

DATE AND TIME: October 5, 2010, 10:00 a.m. – 3:00 p.m.

PLACE: Orlando Hyatt Regency, 9300 Airport Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: Routine meeting of the Advisory Council on Radiation Protection to discuss and make recommendations on, or issues relating to, the following: radiation protection; radiation dose; standards and recommendations of national radiation organizations and professional societies; radiation requirements of federal agencies; radiation machines; radioactive materials including medical radionuclides; medical physicists; radiologic technologists and other radiological personnel including scope of practice; educational programs and training courses; authorized operator/user/physicist requirements; emergency response and preparedness; radiation incidents/accidents; environmental monitoring; food irradiation; radiation therapy; electronic brachytherapy; fluoroscopy; computed tomography (CT); fees; forms; licensure, certification, registration, and examinations; Chapters 64E-3, 64E-4, 64E-5, F.A.C.; Chapters 404 and 468, Part IV, F.S.; Bureau of Radiation Control, including Internet site; and other business.

A copy of the agenda may be obtained by contacting: Janice Livingston, Bureau of Radiation Control, Bin #C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850)245-4266, Janice_Livingston@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Janice Livingston, Bureau of Radiation Control, Bin #C21, 4052 Bald Cypress Way, Tallahassee, Florida 32399-1741, phone (850)245-4266, email: Janice_Livingston@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If you are 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: Janice Livingston, Bureau of Radiation Control, Bin #C21, 4052 Bald Cypress Way, Tallahassee, Florida 32399-1741, (850)245-4266, Janice_Livingston@doh.state.fl.us.

NOTICE OF CHANGE – The Florida **Department of Health** announces a notice of Proposed Rule Development was published in the Florida Administrative Weekly on July 30, 2010 (Vol. 36, No. 30) which indicated a workshop to which all persons are invited.

DATE AND TIME: October 18, 2010, 10:00 a.m. – 12:00 Noon (Rescheduled from August 9, 2010 in Room 215T)

PLACE: 4042 Bald Cypress Way, Room 225Q, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: As a result of changes to Section 381.006(16), Florida Statutes (F.S.), brought about by the signing of House Bill 5311, the Department of Education (DOE), in consultation with the Department of Health (DOH), is required to develop rules for public and private schools. DOE has indicated that it will take some time before they are able to address this issue, and have asked DOH to continue to use the current rule (Chapter 64E-13, Florida Administrative Code, School Sanitation), on an interim basis with several modifications. Therefore, the purpose of this rule is to repeal rule language identified by the DOE. The effect will be that public and private schools will no longer have to comply with the requirements that are removed. This workshop will be held to address school sanitation in public and private schools.

A copy of the agenda may be obtained by contacting: Sharon Saulter, Environmental Specialist III, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399, (850)245-4277.

Pursuant to the provisions of 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: Sharon Saulter at (850)245-4277. If you are 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: Sharon Saulter, Environmental Specialist III, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399, (850)245-4277.

DEPARTMENT OF CHILDREN AND FAMILIES

NOTICE OF CHANGE – The **Department of Children and Families** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 23, 2010, 9:00 a.m.

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a Notice of Correction for the meeting on September 23, 2010 previously posted for the Department of Children and Families Advisory Committee for the Deaf or Hard-of-Hearing. This meeting has been changed to a conference call.

A copy of the agenda may be obtained by contacting: Yasmine Gilmore at (850)922-6829.

Pursuant to the provisions of 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: Yasmine Gilmore at (850)922-6829. If you are 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: Yasmine Gilmore at (850)922-6829 or yasmine_gilmore@dcf.state.fl.us.

The State of Florida **Department of Children and Families Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 30, 2010, 10:00 a.m.
PLACE: One Park Place, Suite 700, 621 N. W. 53rd Street, Boca Raton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the board of directors of the SOUTH FLORIDA EVALUATION TREATMENT CENTER FINANCING CORPORATION, a Florida not-for-profit corporation (the "Corporation") whose sole member is the State of Florida Department of Children and Family Services (the "Department"), will be held for the purpose of electing the officers of the corporation. The Corporation leases, from the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida, the ground in Florida City, Florida on which the facility commonly known as the SOUTH FLORIDA EVALUATION TREATMENT CENTER is constructed and leases the improvements constructed and the ground on which they are located (the "Project") to the Department. The rental payments paid by the Department to the Corporation are applied to the payments due on the certificates of participation sold to finance the construction of the Project.

The meeting will be open to the public. Those who wish to call into the meeting may do so by calling the following Conference Call: 1(866)339-5580, Conference Code: 1325084#. The following have been proposed for election to serve as officers of the Corporation for the offices set forth opposite their names until the next annual meeting of the directors of the Corporation or until the election and qualification of their successors or until their earlier death, resignation, or removal:

Dale L. Frick Chairman and President
Jorge Dominicis Secretary and Treasurer
John Bulfin Vice President, Assistant Secretary,
and Assistant Treasurer

A copy of the agenda may be obtained by contacting: Tarha L. Sondesky, Privatized Facilities Contract Manager, Florida Department of Children and Families, Mental Health Program Office – SAMH Contracts, 1317 Winewood Blvd., Bldg. 6, Room 234, Tallahassee, FL 32399-0700, (850)921-5693, Fax: (850)487-1307.

Pursuant to the provisions of 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: Tarha L. Sondesky, Privatized Facilities Contract Manager, Florida Department of Children and Families, Mental Health Program Office – SAMH Contracts, 1317 Winewood Blvd., Bldg. 6, Room 234, Tallahassee, FL 32399-0700, (850)921-5693, Fax: (850)487-1307. If you are 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: Tarha L. Sondesky, Privatized Facilities Contract Manager, Florida Department of Children and Families, Mental Health Program Office – SAMH Contracts, 1317 Winewood Blvd., Bldg. 6, Room 234, Tallahassee, Florida 32399-0700, (850)921-5693, Fax: (850)487-1307.

The State of Florida **Department of Children and Families Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 30, 2010, 10:30 a.m.
PLACE: One Park Place, Suite 700, 621 N. W. 53rd Street, Boca Raton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the board of directors of the FLORIDA CIVIL COMMITMENT CENTER FINANCING CORPORATION, a Florida not-for-profit corporation (the "Corporation") whose sole member is the State of Florida Department of Children and Family Services (the "Department"), will be held for the purpose of electing the officers of the corporation. The Corporation leases, from the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida, the ground in Desoto County, Florida on which the facility commonly known as the FLORIDA CIVIL COMMITMENT CENTER is constructed and leases the improvements being constructed and the ground on which they are located (the "Project") to the Department. The rental payments paid by the Department to the Corporation are applied to the payments due on the certificates of participation sold to finance the construction of the Project.

The meeting will be open to the public. Those who wish to call into the meeting may do so by calling the following Conference Call: 1(866)339-5580, Conference Code: 1325084#. The following have been proposed for election to serve as officers of the Corporation for the offices set forth opposite their names until the next annual meeting of the directors of the Corporation or until the election and qualification of their successors or until their earlier death, resignation, or removal:

Dale L. Frick Chairman and President
 Jorge Dominicus Secretary and Treasurer
 John Bulfin Vice President, Assistant Secretary,
 and Assistant Treasurer

A copy of the agenda may be obtained by contacting: Tarha L. Sondesky, Privatized Facilities Contract Manager, Florida Department of Children and Families, Mental Health Program Office – SAMH Contracts, 1317 Winewood Blvd., Bldg. 6, Room 234, Tallahassee, FL 32399-0700, (850)921-5693, Fax: (850)487-1307.

Pursuant to the provisions of 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: Tarha L. Sondesky, Privatized Facilities Contract Manager, Florida Department of Children and Families, Mental Health Program Office – SAMH Contracts, 1317 Winewood Blvd., Bldg. 6, Room 234, Tallahassee, FL 32399-0700, (850)921-5693, Fax: (850)487-1307. If you are 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: Tarha L. Sondesky, Privatized Facilities Contract Manager, Florida Department of Children and Families, Mental Health Program Office – SAMH Contracts, 1317 Winewood Blvd., Bldg. 6, Room 234, Tallahassee, Florida 32399-0700, (850)921-5693, Fax: (850)487-1307.

The **Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: September 23, 2010, 2:30 p.m.

PLACE: Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, Florida 32399-0700; Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting of the negotiation team to develop a recommendation for contract award for Refugee Student Academic Enrichment Services, as provided for in Section 2.6 of ITNs 08K10BS1, 08K10BS2, 08K10BS3, 08K10BS4, 08K10BS5, 08K10BS6, 08K10BS7, and 08K10BS8, published on the Vendor Bid System (VBS) on August 17, 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, Room 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, Room 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).

The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 28, 2010, 1:30 p.m. – 3:30 p.m.

PLACE: Department of Children and Families, 9393 North Florida Avenue, Room 807, Tampa, Florida 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Tampa Bay Refugee Task Force meetings is to increase awareness of the refugee populations, share best practices, build collaborations between agencies, spot trends in refugee populations, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

Pursuant to the provisions of 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, Fax: (813)558-5598 or mail: Janet Blair, 9393 North Florida Avenue, Tampa, Florida 33612. If you are 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, Fax: (813)558-5598 or mail: Janet Blair, 9393 North Florida Avenue, Tampa, Florida 33612; Taddese Fessehaye at email: Taddese_Fessehaye@dcf.state.fl.us.

The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 29, 2010, 10:00 a.m. – 12:00 Noon

PLACE: Catholic Charities, 2210 Santa Barbara Boulevard, Naples, Florida 34116

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Collier Refugee Task Force meetings is to increase awareness of the refugee populations, share best practices, build collaborations between agencies, spot trends in refugee populations, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

Pursuant to the provisions of 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, Fax: (813)558-5598 or mail: Janet Blair, 9393 North Florida Avenue, Tampa, Florida 33612. If you are 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, Fax: (813)558-5598 or mail: Janet Blair, 9393 North Florida Avenue, Tampa, Florida 33612; Taddese Fessehayee at email: Taddese_Fessehayee@dcf.state.fl.us.

The **Agency for Persons with Disabilities**, Area 14, Family Care Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 12, 2010, 12:00 Noon

PLACE: 211 Easton Drive, Lakeland, FL 33803

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Meeting.

A copy of the agenda may be obtained by contacting: APD Area 14 at (863)413-3360.

Pursuant to the provisions of 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: APD Area 14 at (863)413-3360. If you are 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: APD Area 14 at (863)413-3360.

The **Agency for Persons with Disabilities**, Area 14, Family Care Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 15, 2010, 10:00 a.m.

PLACE: Children's Advocacy Center, 1000 S. Highlands, Avenue, Sebring, Florida 33872, (863)402-6845

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Meeting.

A copy of the agenda may be obtained by contacting: APD Area 14 at (863)413-3360.

Pursuant to the provisions of 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: APD Area 14 at (863)413-3360. If you are 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: APD Area 14 at (863)413-3360.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATES AND TIME: Mondays, October 11, 2010; October 18, 2010, 10:00 a.m. (Eastern Time)

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The two Review Committee meetings will be held regarding the proposals submitted in response to Florida Housing Finance Corporation's Request for Proposals #2010-10 for Special Counsel Services for Florida Housing Finance Corporation. The first Review Committee meeting will be to discuss and answer any questions the review committee may have and any other subject the Review Committee deems necessary. The

second Review Committee meeting will be to give final scores, rank the proposals and to submit a recommendation to the Board of Directors.

A copy of the agenda may be obtained by contacting: Sherry Green at (850)488-4197 or sherry.green@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: Sherry Green at (850)488-4197 or sherry.green@floridahousing.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.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: September 30, 2010, 1:00 p.m.

PLACE: 401 Senate Office Building, Tallahassee, Florida (adjacent to The Capitol)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Sunshine State Insurance Company has requested an average statewide rate increase of 25% for its homeowners and dwelling fire programs, effective November 11, 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; the subject line of your email should read "Sunshine State."

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 email her at 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.

AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

The **Agency for Enterprise Information Technology (AEIT)**, Chief Information Officers Council Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 1, 2010, 9:00 a.m. – 11:00 a.m.

PLACE: Collins Building, Room 138, 107 W. Gaines Street (Public Entrance on Bloxham Street), 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.

Pursuant to the provisions of 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).

FLORIDA E-FILING AUTHORITY

The **Florida E-Filing Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: September 22, 2010, 3:30 p.m.

PLACE: Grand Hyatt Tampa Bay, Pelican Room, 2900 Bayport Drive, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida E-Filing Authority, an authority being created pursuant to Section 163.01, Florida Statutes, is scheduling an organizational meeting. Additionally, there will be review and adoption of e-filing standards, requirements and a development agreement for the establishment of an e-filing portal.

A copy of the agenda may be obtained by contacting Beth Allman, Florida Association of Court Clerks at (850)921-0808 or allman@flclerks.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Beth Allman at (850)921-0808. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771(TDD) or 1(800)955-8770 (Voice).

*In the event of a change or cancellation, notice will be published at the earliest practicable time on http://www.flclerks.com/eFiling_authority.html.

FLORIDA ASSOCIATION OF CENTERS FOR INDEPENDENT LIVING

The **Florida Association of Centers for Independent Living** announces a public meeting to which all persons are invited.

DATE AND TIME: September 29, 2010, 1:00 p.m. – 4:00 p.m.

PLACE: Hyatt Regency Orlando International Airport Hotel, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual review of the James Patrick Memorial Work Incentive Personal Attendant Services Program policies and procedures and review of program participants.

A copy of the agenda may be obtained by contacting: Cyndi Mundell at (850)575-6004 or www.FloridaCILs.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: Cyndi Mundell at (850)575-6004. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE, INC.

The **H. Lee Moffitt Cancer Center and Research Institute, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: September 27, 2010, 11:30 a.m.

PLACE: Stabile Research Building, 12902 Magnolia Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Joint Finance and Planning Committee.

A copy of the agenda may be obtained by contacting: Kris Butler, Moffitt Cancer Center, 12902 Magnolia Drive, MCC-VP, Tampa, FL 33612.

Pursuant to the provisions of 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: Kris Butler at (813)745-1888. If you are 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 **H. Lee Moffitt Cancer Center and Research Institute, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: September 28, 2010, 1:30 p.m.

PLACE: Stabile Trustees Board Room, 12902 Magnolia Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board of Directors.

A copy of the agenda may be obtained by contacting: Lori Payne, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, Tampa, FL 33612.

Pursuant to the provisions of 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: Lori Payne at (813)745-1798. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: September 22, 2010, 2:00 p.m.

PLACE: TRDA Business Innovation Center

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting of the Board of Directors.

A copy of the agenda may be obtained by contacting: bmcmillan@trda.org.

For more information, you may contact: bmcmillan@trda.org.

NORTHWEST FLORIDA TRANSPORTATION CORRIDOR AUTHORITY

NOTICE OF CANCELLATION – The **Northwest Florida Transportation Corridor Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: The September 23, 2010 meeting has been CANCELLED

PLACE: Port St. Joe, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The September 23, 2010 meeting has been CANCELLED.

For more information, you may contact: Amy Paulk at (850)415-1040 or apaulk@gc-inc.com.

NORTHWOOD SHARED RESOURCE CENTER

The **NSRC Board of Trustees** announces a public meeting to which all persons are invited.

DATE AND TIME: September 30, 2010, 1:30 p.m.

PLACE: Department of Business and Professional Regulations, 1940 N. Monroe Street, Professions Board Room, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a "SPECIAL CALLED" meeting called for by Ann Coffin, Chair of the NSRC Board of Trustees at the September 2nd Board Meeting.

A copy of the agenda may be obtained by contacting: monica_cash@nsrc.myflorida.com.

FLORIDA PORTS FINANCING COMMISSION

The **Florida Ports Financing Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, September 29, 2010, 10:30 a.m.

PLACE: Florida Ports Council Offices, 502 E. Jefferson Street, Tallahassee, FL 32301; Conference Call: 1(877)540-9892, Participant Code: 833035#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Toy Keller, Florida Ports Council office at (850)222-8028.

Pursuant to the provisions of 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: Toy Keller at (850)222-8028. If you are 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: Toy Keller at (850)222-8028.

SMALL BUSINESS REGULATORY ADVISORY COUNCIL

The **Small Business Regulatory Advisory Council** announces a public meeting to which all persons are invited.

DATES AND TIME: September 24, 2010, 9:00 a.m. (Eastern) continued to October 1, 2010 if needed

PLACE: Conference call: 1(888)808-6959, Conference Code: 4737801#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Council business and rule reviews.

A copy of the agenda may be obtained by contacting: Vicky Baker at vicky.baker@floridasbrac.org or call (850)473-7816.

SOIL AND WATER CONSERVATION DISTRICTS

The **Hendry Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 23, 2010, 1:00 p.m.

PLACE: 1085 Pratt Blvd., LaBelle, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

The **Madison Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2010, 8:15 a.m.

PLACE: Madison Service Center, 1416 US 90 E, Madison, FL 32340

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Doris Newman at (850)973-6595, ext. 101.

The **St. Johns Soil and Water Conservation District Board** announces a public meeting to which all persons are invited.

DATE AND TIME: 4th Tuesday, Bi-monthly, 5:00 p.m.

PLACE: St. Johns County Ag Center, 3125 Ag Center Dr., St. Augustine, FL 32095

GENERAL SUBJECT MATTER TO BE CONSIDERED: Soil and Water Conservation.

A copy of the agenda may be obtained by contacting: Gina Allen at (386)328-6522, ext. 3.

OFFICE OF THE STATE COURTS ADMINISTRATOR

The **State of Florida Courts System** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 7, 2010, 2:00 p.m.

PLACE: Supreme Court Building, OSCA Executive Conference Room, 500 South Duval Street, Tallahassee, Florida 32399-1900

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of the State Courts Administrator will present an overview of the State Courts System's 2011-2012 legislative budget request followed by a time for public questions and comments.

Any person wishing to testify is asked to contact: Ms. Dorothy Wilson, Manager of Budget Services, by October 4, 2010, 5:00 p.m., at the address above. Written comments may be submitted to the hearing officer at the proceeding or mailed to: Office of the State Courts Administrator at the above address.

Pursuant to the provisions of 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: Ms. Dorothy Wilson, Manager of Budget Services at (850)488-3735 or in person at the Supreme Court Building.

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

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 Norman Axelman, Treasurer, Crestview Towers Condominium Association, Inc. on September 2, 2010. The petition seeks the agency's opinion as to the applicability of Section 718, Florida Statutes as it applies to the petitioner.

Crestview Towers Condominium Association, Inc. asks how it is to calculate the interest due on past due assessments under its bylaws, which allow for 10% per annum interest to be charged. A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Wendy Casey and Ronnie Barker, Petitioners, In Re: Tierra Del Mar Condominium Association, Inc., on August 26, 2010. The

petition seeks the agency's opinion as to the applicability of Section 718.112(2)(d)1., Florida Statutes, as it applies to the petitioner.

Whether a director of Tierra Del Mar Condominium Association, Inc. who was found guilty of a felony in criminal court in Manitoba, Canada, but who did not have his civil rights suspended may continue to serve on the board under Section 718.112(2)(d)1., Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Deborah L. Ross, Esq., on behalf of Ocean Bay Villas Condominium Association, Inc. on August 30, 2010. The petition seeks the agency's opinion as to the applicability of Section 718.301, Florida Statutes as it applies to the petitioner.

Whether Pukka Development, Inc. transferred control of Ocean Bay Villas Condominium Association, Inc. in November 2009, when it noticed a turnover election but voted for a majority of the directors or in May 2010, when it voted for its minority seats only under Section 718.301, 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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The Board of Nursing hereby gives notice that on August 25, 2010, it received a Petition for Declaratory Statement filed by Dana Williams, RN, seeking the Board's guidance concerning whether the scope of professional nursing, as referenced in Section 464.003, Florida Statutes, allows petitioner, as an RN, to administer the medication of Botox and Dysport under physicians orders and supervision. The Board will address this petition at its next meeting.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252. Comments on this petition should be filed with the Board of Nursing within 14 days of publication of this notice.

**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

**PROFESSIONAL QUALIFICATIONS SOLICITATION
DESIGN/BUILD SERVICES – NEW RESIDENCE HALL
HERITAGE HALL, PHASE 2 – 10/PQSCI-06/ES**

The University of West Florida Board of Trustees invites qualified firms to respond to a solicitation for professional qualifications to provide design/build services for construction of a new residence hall on the main campus of the University of West Florida, Pensacola, FL.

Solicitation documents including project information may be downloaded from the University's Procurement and Contracts' website at <http://uwf.edu/procurement>.

Mandatory Pre-Submittal Meeting – Interested firms are required to attend a mandatory pre-submittal meeting to participate in this solicitation. The mandatory meeting is scheduled for Thursday, October 7, 2010, 2:00 p.m., Bldg. 92, Training Room, University of West Florida, 11000 University Parkway, Pensacola, FL. Access Campus Map at <https://nautical.uwf.edu/campusmap/main.cfm>. Failure of a representative from the principal firm to attend and sign in on the UWF official log as documented proof of attendance, shall result in immediate disqualification from this competitive solicitation process.

Submittals will be received until 2:00 p.m. (Central Time), October 21, 2010 at the Office of Procurement and Contracts, Bldg. 90, Room 133, The University of West Florida, 11000 University Parkway, Pensacola, FL 32514.

Solicitation number 10/PQS-06/ES must be marked on outside of submittal. The University will not be responsible for unopened submittals when the package is not properly identified.

All inquiries should be submitted in writing: Elaine Smith at etsmith@uwf.edu.

**NOTICE TO SIGNAGE
FABRICATORS AND INSTALLERS**

The University of Central Florida, on behalf of its Board of Trustees, announces that Professional Services in the disciplines of signage fabrication and installation, specializing in large scale signage wayfinding projects, will be required for the project listed below:

Project No.: UCF-TBD

Project and Location: Wayfinding Signage Main Campus, University of Central Florida, Orlando, Florida.

The projects consist of the fabrication and installation of wayfinding signage for the main UCF campus.

“Best Value” to the University will determine the firm selected. There will be one (1) contract for the fabrication and installation of the proposed campus signage.

FORM OF PROPOSALS

It is the University’s intention to have professionals in the disciplines of signage fabrication and installation to submit proposals. The selected firm must have the capacity of providing removal of existing signage, signage fabrication and installation services as a single entity or by jointly venturing with another firm (under one (1) contract).

The selected fabricator and installer will be responsible for the removal of existing signage, signage fabrication and installation of the proposed Wayfinding signage project. The selection process will be a two (2) step process. The first step will determine the firms most qualified for the project and the second step will determine the selected firm based on best value. Blanket professional liability insurance for the signage fabricator and installer will be required for this project in the amount of \$1,000,000 and will be provided as a part of Basic Services.

Five (5) bound copies of the required proposal data shall be submitted to: Mrs. Gina Seabrook, Facilities Planning, 4000 Central Florida Blvd., Post Office Box 163020, Orlando, FL 32816-3020. Submittals must be received by 5:00 p.m. (Local Time), Friday, October 29, 2010. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

The selection committee members have elected not to meet with proposed firms. Please do not contact the selection committee.

INSTRUCTIONS FOR SIGNAGE FABRICATORS AND INSTALLERS

Signage fabricators and installers firms desiring to apply for consideration must include a letter of application and should have attached:

1. The most recent version of the Florida Board of Education “Professional Qualifications Supplement” (PQS) dated 7/03, completed by the applicant. Do not alter the PQS form.
2. A copy of the firm’s current Professional Registration Certificates from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.
3. Review the Selection Criteria Requirements and the Appendix to be found on the Facilities Planning website and completely respond to the submission requirements.

Applications that do not comply with all instructions may be disqualified. Application materials will not be returned.

Selection of finalist for interviews will be made on the basis of the qualifications of firms submitting, including experience and ability; ability to self perform; past experience; bonding capacity; cost estimating; qualification of the firm’s personnel, staff and consultants; and ability to include minority business enterprise participation. Finalists will be provided with a description of the final interview topics. The Selection Committee may reject all proposals and stop the selection process at any time.

The plans and specifications for Florida Board of Education projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

Carefully review the Agreement between Owner and Construction Manager and General Condition’s documents. Submitting a proposal for this project constitutes complete agreement with and acceptance of the terms and conditions contained within these documents. These documents can be found on our website at www.fp.ucf.edu with the advertisement. Please note that the University of Central Florida will not compensate for lodging, food, or travel associated with this project.

INSTRUCTIONS FOR SIGNAGE FABRICATORS AND INSTALLERS

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected signage fabrication and in stallion firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

SIGNAGE FABRICATOR AND INSTALLER CONTRACT

The contract for signage fabrication and installation services will be based on the Final and Best Price (FBP) presented at the final presentation. Failure to negotiate an acceptable FBP within the time provided in the agreement may result in the termination of the signage fabricator and installer contract.

Project Fact Sheet contains the selection criteria and appendix, which is the primary basis for determining the shortlist. The Project Fact Sheet, Professional Qualifications Supplement forms, descriptive project information, selection criteria and appendix information may be obtained by contacting: Ms. Gina Seabrook, University of Central Florida, (407)823-2166, Fax: (407)823-5141, email: gseabroo@mail.ucf.edu or the Facilities Planning Web site: www.fp.ucf.edu under the heading advertisements.

DEPARTMENT OF TRANSPORTATION

**FDOT District Three Marianna Maintenance
and Panama City Operations Pole Barns**

Sealed bids will be received by the Florida Department of Transportation, District Three, in the Administration Building, Procurement Services Conference Room of the District Office Complex, Department of Transportation, 1074 Highway 90, Chipley, Florida. Bids will be publicly opened and read aloud on:

DATE AND TIME: Thursday, October 14, 2010, 2:00 p.m. (Local Time)

PLACE: Florida Department of Transportation, Procurement Services, Conference Room, Room 230, District Office Complex, 1074 Highway 90, Chipley, Florida 32428.

FINANCIAL ITEM NO.: 425493 1 52 01; 425493 2 52 01

PROJECT NAME AND LOCATION: Pole Barns at the Marianna Maintenance Office and Panama City Operations Center in Jackson & Bay Counties.

The work performed under this contract includes construction of two pole barns at the Panama City Operations Center, 3633 Highway 390, Panama City, Florida 32405 and two pole barns at the Marianna Maintenance Yard, 2956 State Correctional Road, Marianna, Florida 3244. All work is located in Jackson & Bay Counties. Contract No. E3J10 – 150 Days. Approved budget for this project is \$405,000. (These documents will be issued in an electronic format; if a hardcopy is required it can be purchased for a cost of \$15.00.)

Note: A Mandatory Pre-Bid Conference has been scheduled for this project. Locations: Florida Department of Transportation, Marianna Maintenance Conference Room of the Marianna Maintenance Office, 2956 State Correctional Road, Marianna, Florida 32448.

DATE AND TIME: September 22, 2010, 8:00 a.m. (Local Time). Panama City Operations Conference Room, Panama City Operations Center, 3633 Hwy. 390, Panama City, Florida 32405.

DATE AND TIME: September 22, 2010, 11:00 a.m. (Local Time). Attendance at both Mandatory Pre-Bid Conference locations is required to bid on this project.

Note: All Proposers must be present and signed in prior to the start of any Mandatory Pre-Proposal Meeting. The convener of the meeting will circulate the attendee sign in sheet at the time the meeting was advertised to begin. Once everyone has signed, the sign in sheet will be taken and the meeting will “Officially” start. Anyone not signed in at the “Official” start of the meeting will be considered late and will not be allowed to propose on the project. Please allow 10 to 15 minutes to sign in as a visitor prior to arriving at the Mandatory Pre-Proposal Meeting.

Orders for drawings, specification, and/or bid documents should be directed to: Amanda Barefield, Professional Services Office, 1074 Highway 90, Chipley, FL 32428, (850)415-9364. Checks should be made payable to the: State of Florida Department of Transportation. All orders must include a FAX Order Form (375-000-02) with your payment. Contractors that want to charge to a credit card (American Express, Visa, MasterCard and Discover accepted) can FAX orders to: (850)415-9494, by using the Fax Order Form noted above. Orders should be placed early enough to allow a minimum of three (3) working days for processing time and delivery. The Fax Order Form can be downloaded from <http://www.dot.state>.

fl.us/contractsadministrationdistrict3/. A current State of Florida Vendor Registration Number is required for order processing; please visit <https://vendor.myfloridamarketplace.com/> for more information or call 1(866)352-3776 for assistance. No refund will be made. Phone orders will no longer be accepted. If you wish to pick up your bid package, place your Fax order first and we will call you when it is ready for pick-up.

Proposal documents will not be issued after 2:00 p.m. (Local Time), Wednesday, October 13, 2010. Bids must be submitted in full accordance with the requirements of the drawings, specifications, bidding conditions and contractual conditions, which may be examined and obtained from the Professional Services Office.

*New or first time bidders with the Florida Department of Transportation can request a bid process orientation meeting by calling (850)415-9364, by email: amanda.barefield@dot.state.fl.us or by writing: Florida Department of Transportation, Attention: Amanda Barefield, 1074 Highway 90, Chipley, Florida 32428.

MINORITY PROGRAM: The Department encourages Minority Business Enterprise (MBE) firms to compete for Department contracts, and also encourages non-MBE firms to use MBE firms as sub-contractors. However, the use of MBE sub-contractors is not mandatory and no goals have been established for MBE participation for this project.

Requirements for the projects noted above:

1. **PREQUALIFICATION:** Each bidder shall submit a current applicable State Contractor's license issued by the State of Florida and, if a Corporation, a copy of the Corporate Charter as prequalification of their eligibility to submit bids prior to the Department releasing the Bid Proposal package. After the bid opening, the lowest responsible bidder must qualify in accordance with Rule 60D-5.004, F.A.C. A copy of the rule requirements is included in the Bid Proposal package.
2. **BID BOND:** If the bid on a project exceeds \$100,000, the bidder must provide with the bid, a good faith deposit in the amount of 5% of the bid. This may be accomplished by way of a bid bond from a surety insurer authorized to do business in this State as surety, a certified check made payable to the Florida Department of Transportation, a cashier's check, treasurer's check or bank draft of any national or state bank. A bid bond, check or draft in an

amount less than five per cent (5%) of the actual bid will invalidate the bid. Bid bonds shall conform to the furnished proposal forms.

3. **PERFORMANCE AND LABOR AND MATERIAL PAYMENT BOND:** If the contract award amount exceeds \$100,000, a Performance Bond and Labor and Material Payment Bond for the full amount of the contract is required.
4. **BID POSTING:** Unless otherwise notified in writing, the Summary of Bids and Notices of Intent will be posted at the Professional Services Office, Florida Department of Transportation, Room 250, 1074 Highway 90, Chipley, Florida 32428 on November 4, 2010. In the event that the Summary of Bids and Notice of Intent cannot be posted on this date, then all bidders will be notified by certified United States mail or express delivery, return receipt requested. Information concerning the posted project can be obtained by calling the Professional Services Office at (850)415-9364, during the posting period. The right is reserved to reject any or all bids.
5. **BID SOLICITATION/AWARD/NON-AWARD PROTEST RIGHTS:** Any person adversely affected by this Bid Solicitation shall file a notice of protest within 72 hours of receipt of the bid documents. Any person adversely affected by the intended decision of the Department to award a contract or to reject all bids shall file a notice of protest within 72 hours after the posting of the Summary of Bids. If notice of intended decision is given by certified mail or express delivery, the adversely affected person must file the notice of protest within 72 hours after receipt of the notice of intent.

Chapter 2010-147, Section 50, Laws of Florida, providing for preference to residents of the State of Florida, requires each contract that is funded by state funds must contain a provision requiring the contractor to give preference to the employment of state residents in the performance of the work on the project if state residents have substantially equal qualifications to those of nonresidents.

As used in this Section, the term substantially equal qualifications means the qualification of two or more persons among whom the employer cannot make a reasonable determination that the qualifications held by one person are better suited for the position than the qualifications held by the other person or persons.

A formal written protest must be filed within ten days after filing the notice of protest. The formal written protest shall state with particularity the facts and law upon which the protest is based. All protests must be submitted in accordance with Section 120.57(3), Florida Statutes, and DOT Chapter 14-25, F.A.C. The required notice of protest and formal protest must each be timely filed with the Clerk of Agency Proceedings, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0458, (850)414-5393. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF MANAGEMENT SERVICES

ADVERTISEMENT FOR BIDS FOR GENERAL CONTRACTORS

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS BY THE DEPARTMENT OF MANAGEMENT SERVICES.

PROJECT NUMBER: MSFM – 29003003

PROJECT NAME: Elevator Modernization, Park Trammell Regional Service Center

PROJECT LOCATION: Park Trammell Regional Service Center, 1313 Tampa Street, Tampa, Florida 33602

MANADATORY PRE-BID MEETING: September 30, 2010

BID OPENING: October 20, 2010

ESTIMATED BASE BID CONSTRUCTION BUDGET: \$600,000.00

PREQUALIFIED BIDDERS: Refer to DMS Website (below) for further details

Please visit the Department's Website listed below and click on "Search Advertisements – Division of Real Estate Development and Management" http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

The award will be made in accordance with Section 255.29, F.S., and the procedures and criteria of the Departments Division of Real Estate Development and Management.

PUBLIC ANNOUNCEMENT FOR CONSTRUCTION CONTRACTORS TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK SERVICES

REQUEST FOR QUALIFICATIONS (RFQ): The Department of Management Services, Division of Real Estate Development and Management, request qualifications for licensed mechanical contractors, to submit for Construction Management at Risk services on the following project:

PROJECT NUMBER: MSFM-10003280 (Original Number MSFM-29003009)

PROJECT NAME: HVAC System Clean and Seal with Upgrades Phase II, FDLE Main Building

LOCATION: Tallahassee, Florida

SHORTLIST DATE: October 26, 2010

INTERVIEW DATE: November 9, 2010

ESTIMATED CONSTRUCTION BUDGET: \$2,500,000.00 (Contingent upon future funding)

For details please visit the Department's website listed below and click on "Search Advertisements – Division of Real Estate Development and Management." http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

The award will be made in accordance with Section 255.29, F.S., and the procedures and criteria of the Department, Division of Real Estate Development and Management

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."

H. LEE MOFFITT CANCER CENTER AND RESEARCH AUTHORITY

Notice of Bid/Request for Proposal
 Moffitt South Relocation
 Hillsborough County
 Tampa, FL

Skanska USA, Inc. the Construction Manager for the Moffitt South Relocation hereby solicits proposals for the referenced project in accordance with the proposal documents to include but not limited to the following:

The Scope of Work for this project includes two separate proposal due dates

1. Early release structural Package
 - a. Concrete & Masonry, Structural Steel, Elevators and Site work
2. Tenant improvement
 - a. Casework Interior finishes, specialties, equipment, fencing, landscape

Early Release Structural Package includes Renovation of approximately 48,000 sq. ft. building including a linear accelerator vault addition and new drive through entry canopy and related site work. The scope includes structural modifications for the proposed program requirements.

Tenant Improvement includes new interior fit out trades Listed in Item 2 above.

A pre-bid meeting for the Early Release Package will be held at 9:00 a.m. (Local time), Tuesday, September 14th at the following location:

Project Site
 (Old Continental Building)
 4101 Jim Walter Blvd.
 Tampa FL

Deadline for receipt of Early Release Structural Proposals has been set for 2:00 p.m., Tuesday September 21, 2010. Only proposals received on or before the time and date listed will be considered. All proposals received after 2:00 p.m., of the day specified above, will be

Rejected.

Tenant Improvement proposals will be accepted at a later date. Please contact by email: Joseph.Ostrowski@skanska.com, if you are interested and plan access will be provided for prequalified bidders once plans are available.

All interested subcontractors must be pre-qualified or have completed the pre-qualification process within the last year. Please contact the following person to obtain information or documents about the pre-qualification requirements for this project:

Jeanne Chase
 Phone: (973)753-3439

H. Lee Moffitt Cancer Center and Skanska USA, Inc. are committed to provide equal opportunity and strongly encourage all interested M/WBE and SBE firms to submit proposals.

One set of plans and specifications (PDF format) will be supplied to all pre-qualified trade contractors through ISQFT. Drawings are currently available for the Early Release Structural package.

H. Lee Moffitt Cancer Center and Skanska USA, Inc. reserve the right to accept or reject any and all proposals in whole or part and to waive informalities and irregularities.

No verbal instruction or directives will be accepted regarding this project during the proposal period. All instructions or directives must be clarified through written Addenda or Supplements. All questions regarding the work should be directed to the Construction Manager, in writing by 2:00 p.m., September 15, 2010. The Owner and Architect will not accept calls regarding this project.

NORTHWEST FLORIDA TRANSPORTATION CORRIDOR AUTHORITY

RFP – Certified Public Accounting Firm

The Northwest Florida Transportation Corridor Authority, seeks proposals from certified public accounting firms to perform bookkeeping and accounting services, public records retention and management, and assistance with administrative tasks related to public meetings all in support of planning and implementing public transportation projects. The services will not include annual independent auditing. Full details and requirements are provided in the Request for Proposals document, which is available at <http://www.nwftca.com>. Proposals must be submitted to: Chairman Robert B. Montgomery, Northwest Florida Transportation Corridor Authority, 1388 Country Club Road, Gulf Breeze, FL 32563,

on or before 5:00 p.m., October 7, 2010. Once you have reviewed the full RFP, address any questions to the Office of the Chairman at (850)232-7912.

RFQ – General Planning Consultant

The Northwest Florida Transportation Corridor Authority, under the provisions of Section 287.055, Florida Statutes seeks qualification statements from firms to act as a General Planning Consultant. The selected firm will have extensive experience in the supervision, administration and program management of public transportation projects in Florida, with an emphasis upon federally funded transportation projects. The firm will perform administrative tasks associated with the development, financing and construction transportation facilities as well as planning or engineering tasks which may include corridor planning; estimation of costs and “value engineering” of capital improvements; preparation of cost estimations and engineering reports associated with financing capital improvements; preparation of construction documents and bid documents for capital projects; evaluation of construction bids; administration and supervision of construction; and updating of the Corridor Master Plan, public outreach, and planning studies directly related to the Corridor Master Plan. Full details and requirements are provided in the Request for Qualifications document, which is available at <http://www.nwftca.com>. Proposals must be submitted to: Chairman Robert B. Montgomery, Northwest Florida Transportation Corridor Authority, 1388 Country Club Road, Gulf Breeze, FL 32563, on or before 5:00 p.m., October 7, 2010. Once you have reviewed the full RFQ, address any questions to the Office of the Chairman at (850)232-7912.

manufactured by Mitsubishi (MITS) at 1345 South Federal Highway, Deerfield Beach (Broward County), Florida 33441, on or after October 17, 2010.

The name and address of the dealer operator(s) and principal investor(s) of Deerfield Automotive, LLC d/b/a King Mitsubishi, are dealer operator(s): W. Clay King, 1345 South Federal Highway, Deerfield Beach, Florida 33441; principal investor(s): W. Clay King, 1345 South Federal Highway, Deerfield Beach, Florida 33441.

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: Andrew Stewart, Mitsubishi Motors North America, Inc., 516 Heron Drive, Swedesboro, New Jersey 08085.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant’s compliance with the provisions of Chapter 320, Florida Statutes.

Section XII Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Mitsubishi Motors North America, Inc., intends to allow the establishment of Deerfield Automotive, LLC d/b/a King Mitsubishi, as a dealership for the sale of automobiles

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at http://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 September 7, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the certificate of Steven Larry Beumel, C.T.T. Certificate #CRT 33848. 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 September 1, 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 Erica Virginia Casey, R.D.H. License #RDH 17471. 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 September 3, 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 Yvonne P. Jasper, C.N.A. License #CNA 68827. 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.

FISH AND WILDLIFE CONSERVATION COMMISSION**Request for Written Information on Biological Status**

The Florida Fish and Wildlife Conservation Commission is evaluating the biological status of the 61 species listed in this notice pursuant to Rule 68A-27.0012, Florida Administrative Code and the revisions to Rules 68A-27.0012, F.A.C., that were approved by the Commission on September 1st. The Commission hereby requests written information and data on the biological status of these 61 species. The Commission is specifically requesting information on: population size and trends; distribution and range; threats to the species; published population viability models; and specific aspects of the species' life history that may influence the range-wide and Florida-specific status of the species. Information and data should be sent to: Biological Status Reviews, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Mail Station #2A, Tallahassee, FL 32399-1600 or email: Imperiled@MyFWC.com. Responses will be accepted until 5:00 p.m., November 1, 2010. If providing information on more than one species, there should be a separate, clearly identifiable section of your response for each species.

Following are the species for which biological status information and data are being requested:

Fish:

Blackmouth shiner (*Notropis melanostomus*)

Crystal darter (*Crystallaria asprella*)

Key silverside (*Menidia conchorum*)

Atlantic sturgeon (*Acipenser oxyrinchus*)

Bluenose shiner (*Pteronotropis welaka*)

Harlequin darter (*Etheostoma histrio*)

Lake Eustis pupfish (*Cyprinodon hubbsi*)

Rivulus (*Rivulus marmoratus*)

Saltmarsh topminnow (*Fundulus jenkinsi*)

Southern tessellated darter (*Etheostoma olmstedii maculaticeps*)

Amphibians:

Florida bog frog (*Lithobates okaloosae*)

Georgia blind salamander (*Haideotriton wallacei*)

Gopher frog (*Lithobates capito*)

Pine Barrens treefrog (*Hyla andersonii*)

Reptiles:

Florida brownsnake (*Storeria victa*)-lower Keys population only

Peninsula ribbon snake (*Thamnophis sauritus sackenii*)-lower Keys population only

Key ringneck snake (*Diadophis punctatus acricus*)

Rim rock crowned snake (*Tantilla oolitica*)

Short-tailed snake (*Stilosoma extenuatum*)

Striped mud turtle (*Kinosternon baurii*)-lower Keys population only

Alligator snapping turtle (*Macrochelys temminckii*)

Barbour's map turtle (*Graptemys barbouri*)

Florida Keys mole skink (*Eumeces egregius egregius*)

Florida pine snake (*Pituophis melanoleucus mugitus*)

Red rat snake (*Elaphe guttata*)-lower Keys population only

Suwannee cooter (*Pseudemys suwanniensis*)

Birds:

Florida sandhill crane (*Grus canadensis pratensis*)

Least tern (*Sterna antillarum*)

Snowy plover (*Charadrius alexandrinus*)

Southeastern American kestrel (*Falco sparverius paulus*)

White-crowned pigeon (*Patagioenas leucocephala*)

American oystercatcher (*Haematopus palliatus*)

Black skimmer (*Rynchops niger*)

Brown pelican (*Pelecanus occidentalis*)

Burrowing owl (*Athene cunicularia*)

Limpkin (*Aramus guarauna*)

Little blue heron (*Egretta caerulea*)

Marian's marsh wren (*Cistothorus palustris marianae*)

Osprey (*Pandion haliaetus*)-Monroe County population only

Reddish egret (*Egretta rufescens*)

Roseate spoonbill (*Platalea ajaja*)

Scott's seaside sparrow (*Ammodramus maritimus peninsulae*)

Snowy egret (*Egretta thula*)

Tricolored heron (*Egretta tricolor*)

Wakulla seaside sparrow (*Ammodramus maritimus juncicola*)

White ibis (*Eudocimus albus*)

Worthington's marsh wren (*Cistothorus palustris griseus*)

Mammals:

Big Cypress fox squirrel (*Sciurus niger avicennia*)

Everglades mink (*Neovison vison evergladensis*)

Florida black bear (*Ursus americanus floridanus*)

Florida mastiff bat (*Eumops glaucinus floridanus*)

Eastern chipmunk (*Tamias striatus*)

Florida mouse (*Podomys floridanus*)

Homosassa shrew (*Sorex longirostris eonis*)

Sanibel Island rice rat (*Oryzomys palustris sanibeli*)

Sherman's fox squirrel (*Sciurus niger shermani*)

Sherman's short-tailed shrew (*Blarina carolinensis shermani*)

Corals:

Pillar coral (*Dendrogyra cylindricus*)

Mollusks:

Florida treesnail (*Liguus fasciatus*)

Crustaceans:

Black Creek crayfish, also known as Spotted royal crayfish (*Procambarus pictus*)

Santa Fe Cave crayfish (*Procambarus erythrops*)

Section XIII
Index to Rules Filed During Preceding Week

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

**RULES FILED BETWEEN August 30, 2010
 and September 3, 2010**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Driver Licenses

15A-11.001	8/31/10	9/20/10	35/49	36/31
15A-11.002	8/31/10	9/20/10	35/49	36/31
15A-11.003	8/31/10	9/20/10	35/49	36/31
15A-11.004	8/31/10	9/20/10	35/49	36/31
15A-11.005	8/31/10	9/20/10	35/49	36/31
15A-11.006	8/31/10	9/20/10	35/49	36/31
15A-11.007	8/31/10	9/20/10	35/49	36/31
15A-11.008	8/31/10	9/20/10	35/49	36/31
15A-11.009	8/31/10	9/20/10	35/49	36/31
15A-11.010	8/31/10	9/20/10	35/49	36/31
15A-11.011	8/31/10	9/20/10	35/49	36/31
15A-11.012	8/31/10	9/20/10	35/49	36/31

DEPARTMENT OF CORRECTIONS

33-501.301	9/3/10	9/23/10	36/29	
------------	--------	---------	-------	--

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid Program Office

59G-11.001	9/3/10	9/23/10	36/26	
59G-11.002	9/3/10	9/23/10	36/26	
59G-11.003	9/3/10	9/23/10	36/26	
59G-11.004	9/3/10	9/23/10	36/26	

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers' Board

61G3-15.016	9/1/10	9/21/10	36/28	
-------------	--------	---------	-------	--

Board of Accountancy

61H1-20.003	9/1/10	9/21/10	36/30	
61H1-20.004	9/1/10	9/21/10	36/30	
61H1-20.0051	9/1/10	9/21/10	36/30	
61H1-20.0052	9/1/10	9/21/10	36/30	
61H1-20.0053	9/1/10	9/21/10	36/30	
61H1-20.0092	9/1/10	9/21/10	36/30	
61H1-20.0093	9/1/10	9/21/10	36/30	
61H1-20.010	9/1/10	9/21/10	36/30	
61H1-20.013	9/1/10	9/21/10	36/30	
61H1-20.016	9/1/10	9/21/10	36/30	

DEPARTMENT OF JUVENILE JUSTICE

Probation

63D-1.001	9/1/10	9/21/10	36/12	
63D-1.002	9/1/10	9/21/10	36/12	
63D-1.003	9/1/10	9/21/10	36/12	
63D-1.004	9/1/10	9/21/10	36/12	
63D-1.005	9/1/10	9/21/10	36/12	
63D-2.001	9/1/10	9/21/10	36/12	
63D-2.002	9/1/10	9/21/10	36/12	
63D-2.003	9/1/10	9/21/10	36/12	
63D-3.001	9/1/10	9/21/10	36/12	
63D-3.002	9/1/10	9/21/10	36/12	
63D-3.003	9/1/10	9/21/10	36/12	
63D-3.004	9/1/10	9/21/10	36/12	
63D-3.005	9/1/10	9/21/10	36/12	
63D-3.006	9/1/10	9/21/10	36/12	
63D-3.007	9/1/10	9/21/10	36/12	
63D-4.001	9/1/10	9/21/10	36/12	
63D-4.002	9/1/10	9/21/10	36/12	
63D-4.003	9/1/10	9/21/10	36/12	
63D-4.004	9/1/10	9/21/10	36/12	
63D-4.005	9/1/10	9/21/10	36/12	
63D-4.006	9/1/10	9/21/10	36/12	
63D-4.007	9/1/10	9/21/10	36/12	
63D-4.008	9/1/10	9/21/10	36/12	
63D-5.001	9/1/10	9/21/10	36/12	
63D-5.002	9/1/10	9/21/10	36/12	
63D-5.003	9/1/10	9/21/10	36/12	
63D-5.004	9/1/10	9/21/10	36/12	
63D-5.005	9/1/10	9/21/10	36/12	
63D-5.006	9/1/10	9/21/10	36/12	
63D-5.007	9/1/10	9/21/10	36/12	
63D-6.001	9/1/10	9/21/10	36/12	
63D-6.002	9/1/10	9/21/10	36/12	
63D-6.003	9/1/10	9/21/10	36/12	
63D-6.004	9/1/10	9/21/10	36/12	
63D-6.005	9/1/10	9/21/10	36/12	
63D-6.006	9/1/10	9/21/10	36/12	
63D-6.007	9/1/10	9/21/10	36/12	
63D-6.008	9/1/10	9/21/10	36/12	
63D-7.001	9/1/10	9/21/10	36/12	
63D-7.002	9/1/10	9/21/10	36/12	
63D-7.003	9/1/10	9/21/10	36/12	
63D-7.004	9/1/10	9/21/10	36/12	
63D-7.005	9/1/10	9/21/10	36/12	
63D-7.006	9/1/10	9/21/10	36/12	
63D-7.007	9/1/10	9/21/10	36/12	
63D-7.008	9/1/10	9/21/10	36/12	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.	Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
63D-7.009	9/1/10	9/21/10	36/12		DEPARTMENT OF HEALTH				
63D-8.001	8/31/10	9/20/10	36/12	36/24	Board of Massage Therapy				
63D-9.001	8/31/10	9/20/10	36/12	36/24	64B7-27.006	8/30/10	9/19/10	36/30	
63D-9.002	8/31/10	9/20/10	36/12	36/24	64B7-27.007	8/30/10	9/19/10	36/30	
63D-9.003	8/31/10	9/20/10	36/12	36/24	64B7-27.010	8/30/10	9/19/10	36/30	
63D-9.004	8/31/10	9/20/10	36/12	36/24	64B7-27.012	8/30/10	9/19/10	36/30	
63D-9.005	8/31/10	9/20/10	36/12	36/24	Board of Osteopathic Medicine				
63D-9.006	8/31/10	9/20/10	36/12	36/24	64B15-12.009	8/31/10	9/20/10	36/29	
63D-10.001	8/31/10	9/20/10	36/12		Board of Pharmacy				
63D-10.002	8/31/10	9/20/10	36/12	36/24	64B16-26.1032	9/1/10	9/21/10	36/22	
63D-10.003	8/31/10	9/20/10	36/12	36/24	Board of Physical Therapy Practice				
63D-10.004	8/31/10	9/20/10	36/12	36/24	64B17-4.003	9/3/10	9/23/10	36/27	36/31
63D-10.005	8/31/10	9/20/10	36/12	36/24	64B17-9.001	9/3/10	9/23/10	36/30	
63D-10.006	8/31/10	9/20/10	36/12	36/24	Board of Podiatric Medicine				
63D-11.001	8/31/10	9/20/10	36/12		64B18-17.002	8/31/10	9/20/10	36/3	36/27
63D-11.002	8/31/10	9/20/10	36/12		64B18-17.003	8/31/10	9/20/10	36/3	36/27
63D-11.003	8/31/10	9/20/10	36/12	36/24	FINANCIAL SERVICES COMMISSION				
63D-11.004	8/31/10	9/20/10	36/12	36/24	OIR Insurance Regulation				
63D-11.005	8/31/10	9/20/10	36/12	36/24	69O-137.002	9/1/10	9/21/10	36/12	36/28
63D-11.006	8/31/10	9/20/10	36/12	36/24	69O-167.024	9/2/10	9/22/10	36/24	
63D-11.007	8/31/10	9/20/10	36/12						
63D-12.001	8/31/10	9/20/10	36/12						
63D-12.002	8/31/10	9/20/10	36/12	36/24					
63D-12.003	8/31/10	9/20/10	36/12	36/24					
63D-12.004	8/31/10	9/20/10	36/12	36/24					
63D-12.005	8/31/10	9/20/10	36/12						
63D-12.006	8/31/10	9/20/10	36/12						