

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

RULE CHAPTER TITLE: Florida Agricultural Museum
Permanent Collections and Archives Administration
RULE CHAPTER NO.: 5H-24

PURPOSE AND EFFECT: The purposed of the proposed rule development is to provide procedures which protect the Florida Agricultural Museum's permanent artifact collections and records. The effect of this rule will be to establish procedures for the care of the Florida Agricultural Museum's permanent artifact collection, library and records.

SUBJECT AREA TO BE ADDRESSED: Permanent Artifact and Records Collections of the Museum.

SPECIFIC AUTHORITY: 570.903(8) FS.

LAW IMPLEMENTED: 570.903(8) FS.

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

TIME AND DATE: 10:00 a.m., March 17, 1999

PLACE Florida Agricultural Museum, 1850 Princess Place Road, Palm Coast Road, Palm Coast, Florida 32137, (904)446-7630

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Gunnels, Florida Department of Agriculture and Consumer Services, Lower Level, Room 28, The Capitol, Tallahassee, Florida 32399-0800

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

DEPARTMENT OF REVENUE

Sales and Use Tax

Admissions 12A-1.005

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-1.005, F.A.C., is to conform the rule to the decision in Department of Revenue v. John's Island Club, 680 So. 2d 475 (Fla. 1st DCA 1996), by changing department policy regarding assessments imposed upon members of private clubs to be used for capital expenditures. The provision declared invalid by John's Island Club will be deleted (p. 6), and new provisions will provide, consistent with

John's Island Club, that assessments imposed upon members of private clubs used to pay for capital improvements or expenditures are not considered "dues," or "fees," and are thus exempt from sales tax, if they meet certain criteria (pp. 7-8). The criteria are intended to provide an easy to follow standard regarding what constitutes an assessment for capital expenditures.

Another purpose of the rule amendment is to modify and/or delete sections of the rule that were determined to be obsolete or to have exceeded the Department's statutory authority. Specifically, the language dealing with the exemption for admissions to the NFL championship game is being deleted, since it restates the statute almost verbatim, and therefore is unnecessary (p. 1). The language dealing with admissions to athletic or other events sponsored by a government entity is being deleted, since it describes an exemption that was repealed by the legislature in 1994 (pp. 1-2). Since the exemption no longer exists, the definitions and examples provided in the rule that relate to this exemption are also being deleted. Outdated language dealing with initiation fees, membership fees, capital contributions, and assessments paid prior to June 30, 1991, is also being deleted (pp. 5-6).

SUBJECT AREA TO BE ADDRESSED: The subject of this rule development workshop involves contributions or assessments paid to an organization by its members for their share of capital expenditures made by the organization.

SPECIFIC AUTHORITY: 212.17(6), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.02(1), 212.031, 212.04, 212.08(6),(7), 240.533(4)(c), 616.260 FS.

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

TIME AND DATE: 10:00 a.m., March 17, 1999

PLACE: Room B-12, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Copies of the agenda for the rule development workshop may be obtained from: Ralph G. Pepe, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4802.

Pursuant to the provisions of the Americans with Disabilities Act, any persons requiring special accommodations to participate in this program are asked to advise the Department at least five (5) calendar days before the program by contacting Pamela Brown, (850)922-4698. If you are hearing or speech impaired, please contact the Department by calling 1(800)DOR-TDD1 (1(800)367-8331).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Ralph G. Pepe, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4802

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12A-1.005 Admissions.

(1) through (2) No change.

(3) EXEMPT ADMISSIONS.

(a) through (d) No change.

~~(e) Admissions to the National Football League championship game as provided in s. 212.04 (2)(a)4., F.S., are exempt.~~

~~(f)1. From July 1, 1987, through June 30, 1994, no tax was levied on admissions to athletic or other events sponsored by governmental entities as described in s. 212.08(6), F.S. Effective July 1, 1994, admissions to such athletic or other events sponsored by governmental entities are taxable.~~

2. For purposes of this paragraph, an "athletic or other event" is defined as follows:

a. An "athletic event" is an important or remarkable occurrence of limited duration engaged in by one or more humans that involves some movement of the human body; gives enjoyment or recreation; requires physical strength, skill, speed, dexterity, or training; and normally includes competition among participants.

I. Example: Greens fees charged by a governmental entity for routine use of its golf course are taxable. However, the charge for the greens fees during participation in a golf tournament sponsored by a governmental entity was exempt from July 1, 1987, through June 30, 1994, since the tournament was an "athletic event". Effective July 1, 1994, the charge made by a governmental entity for greens fees to participate in a golf tournament is taxable.

II. Example: Greens fees charged by a governmental entity for use of its golf course in a golf tournament sponsored by a for profit private organization or business have been and continue to be taxable as admissions.

b. An "other event" is an important or remarkable occurrence of limited duration. The term "other events" does not refer to routine events sponsored by governmental entities.

I. Example: A municipally owned civic center does not normally sponsor events held at the center. It leases the center to other organizations who sponsor the events. On five occasions over the last seven years the center did sponsor live musical presentations which ran for two weeks each. From July 1, 1987, through June 30, 1994, such presentations were considered to be an "other event" and were exempt. Effective July 1, 1994, admissions to such events are taxable.

II. Example: A municipally owned civic center routinely sponsors various types of events held at the civic center. Since the civic center routinely sponsors events, admissions to such events have been and continue to be taxable.

3. renumbered (e) No change.

a. through d. renumbered 1. through 4. No change.

(g) through (k) renumbered (f) through (j) No change.

(4) TAXABLE ADMISSIONS, PARTICIPATION FEES, ETC.

(a) Every person receiving anything of value by way of an admission charge of 10 cents or more to any place of amusement, sport, or recreation, shall collect on each admission the amount of tax provided for by the applicable tax bracket shown in s. 212.12, F.S. All charges of 10 cents or more made at carnivals, fairs, amusement parks, and similar locations for rides on merry-go-rounds, roller coasters, ferris wheels, etc., are admissions and are taxable, except as provided in paragraph (3)(f)(g) of this rule and in s. 212.08(7)(jj), F.S. For the purpose of collecting this tax, each admission shall be deemed a single sale.

(b) through (d) No change.

(e) Operators of traveling shows, exhibitions, amusements, circuses, carnivals, rodeos, and the like shall, upon request of an agent of the Department of Revenue, produce a cash receipt or other acceptable proof of payment to the State of admission taxes due on any or all previous engagements in Florida during their current tour and shall also furnish an itinerary of future engagements in this State during the current year. Any performance in Florida for which the operator claims exemption on admission charges must be supported by proof that such performance was or is sponsored by a not-for-profit organization exempt under paragraph (3)(f)(g) of this rule and that the admissions were sold by the sponsoring organization.

(f) Admissions to places of amusement, operated under the supervision of the State Racing Commission and any admissions to such place for events not under the supervision of the State Racing Commission, are taxable. The tax imposed under Section 550.09, F.S., by the State Racing Commission on admissions and the federal tax are excluded from the taxable base if separately stated.

(g) All admissions to carnivals, exhibitions, and to fairgrounds are taxable, except as provided in paragraphs (d), (e), and (f), and (g) of subsection (3) of this rule and in s. 212.08(7)(jj), F.S. Fairgrounds shall be deemed to mean any area for which a charge is made to view exhibits or entries. The admissions to rides, attractions, shows, and the like, for which a separate charge is made, are taxable, except as provided in paragraph (3)(f)(g) of this rule.

(h) Charges made for the privilege of bowling, golfing, swimming, fishing, and for playing billiards, ping pong, tennis, squash, badminton, slot racing, and similar sports are taxable, except as provided in paragraphs (3)(f)(g) and (h)(4) of this rule. The charge for the privilege of participating in go-cart races or for the use of the equipment is taxable, except as provided in paragraph (3)(f)(g) of this rule and in s. 212.08(7)(jj), F.S.

(i) No change.

(j) Charges made for participation in fishing tournaments are taxable, except as provided in paragraph (3)(f)(g) of this rule.

(k) Charges made for the privilege of entering or engaging in any kind of activity for which a taxable admission charge is made to spectators are exempt. When no admission charge is made to spectators, such participation or entrance fees are taxable, except as provided in paragraph (3)(f)(g) of this rule. The purchase of taxable gifts, trophies, and promotional items used by an entity sponsoring an event is subject to tax, notwithstanding that these items may be purchased with receipts from charges for participation or entrance fees, unless such purchases are made by a sponsoring organization issuing a valid consumer's certificate of exemption.

1. through 2. No change.

(l) Charges made for the privilege of using trampolines or for live pony rides are taxable, except as provided in paragraph (3)(f)(g) of this rule.

(m) through (q) No change.

(5) DUES AND INITIATION FEES, EQUITY AND NONEQUITY MEMBERSHIPS, CAPITAL CONTRIBUTIONS AND ASSESSMENTS, REFUNDABLE AND NONREFUNDABLE DEPOSITS, AND USER FEES.

(a)1. Dues paid to any organization, including athletic clubs, health spas, civic, fraternal, and religious clubs, and organizations which provide physical fitness facilities or recreational facilities such as golf courses, tennis courts, swimming pools, yachting, boating, athletic, exercise, and fitness facilities, are taxable, except as provided in paragraphs (3)(f)(g) and (i)(j) of this rule.

2. No change.

~~(b) Through June 30, 1991, initiation or membership fees are not taxable as charges for admissions when paid exclusively for membership in the organization and when they do not entitle the payor to use the organization's recreational or physical fitness facilities or equipment without subsequent payments, such as dues or user fees.~~

~~(c) Through June 30, 1991, capital contributions or assessments to an organization by its members are not taxable as charges for admissions when they are in the nature of payments by the member of his or her share of capital costs, not charges for admissions to use the organization's recreational or physical fitness facilities or equipment, and when they are clearly shown as capital contributions on the organization's records. Contributions and assessments will be considered taxable when their payment results in a decrease in periodic dues or user fees required of the payor to use the organization's recreational or physical fitness facilities or equipment.~~

~~(b)(d)1. The Effective July 1, 1991, the following fees paid to private clubs or membership clubs as a condition precedent to, in conjunction with, or for the use of the club's recreational or physical fitness facilities are subject to tax.~~

a. Initiation fees when paid to equity or nonequity private clubs and membership clubs, except see sub-subparagraphs 2.c. and ~~e.d.~~, below.

~~b. Any periodic assessments (additional paid in capital) required to be paid by members of an equity or non equity club for capital improvements or other operating costs, unless the periodic assessment meets the criteria of a refundable deposit as provided in sub-subparagraph 2.e. below.~~

c. through f. renumbered b. through e. No change.

2. The following payments made to private clubs or membership clubs are not "fees" which are subject to tax on admissions.

a. through c. No change.

d.(I) A capital assessment paid to a club by its members for their share of capital expenditures made by the club, if such assessment meets the following criteria:

(A) it must be a nonrecurring specific demand or request by the club upon its membership, as a whole or as a class (golf, social, or similar class of membership), for a certain sum of money, which is paid proportionally by each member of the class (which may be payable in installments);

(B) it must be separately stated on a billing to each member;

(C) it must not be paid to obtain membership in the club or to obtain the right to use the club's recreational or physical fitness facilities or equipment;

(D) it must not result in a decrease of membership dues or fees;

(E) when paid, it must be separately accounted for, and not be reflected as an operating revenue account on the club's books and records;

(F) the proceeds from it must be used to pay for capital expenditures or for capital improvements to the club's facilities, or to pay debt service on financing for such capital expenditures or capital improvements, but may not be used to pay for repairs of or maintenance to existing capital assets that do not materially add to the value of or appreciably prolong the useful life of the capital asset; and

(G) the proceeds from it must not be used to pay for any operating expenses.

(II) If any portion of the proceeds from a capital assessment is not used to pay for capital expenditures or for capital improvements to the club's facilities, that portion of the proceeds is taxable when it is used for some other purpose. Proceeds from a capital assessment meeting the above criteria may be accumulated by a club in a separate fund and held to pay for future capital expenditures or capital improvements without being subject to tax.

(III) Nothing contained in sub-subparagraph (5)(b)2.d. of this rule shall be construed to impose a tax on refundable deposits that are not subject to tax under sub-subparagraph (5)(b)2.f. of this rule.

d. through f. renumbered e. through g. No change.

(c)(e) Dues paid by persons for membership in clubs such as sewing clubs, bowling clubs, square dancing clubs, bridge clubs, and gun clubs, which provide no recreational or physical fitness or other facilities for their members, are exempt. Any charge made by any such club for admission to any event conducted or sponsored by the club is taxable, except as provided in paragraphs (3)(f)(g) and (i)(j) of this rule.

(6) through (7) No change.

Specific Authority 212.17(6), 212.18(2), 213.06(1) FS. Law Implemented 212.02(1), 212.031, 212.04, 212.08(6),(7), 240.533(4)(c), 616.260 FS. History-Revised 10-7-68, 1-7-70, 6-16-72, Amended 7-19-72, 12-11-74, 9-28-78, 7-3-79, 12-3-81, 7-20-82, Formerly 12A-1.05, Amended 1-2-89, 12-16-91, 10-17-94, 3-20-96, _____.

PUBLIC SERVICE COMMISSION

UNDOCKETED

RULE TITLE: Customer Premises Equipment and Inside Wire
 RULE NO.: 25-4.0345
 PURPOSE AND EFFECT: Determination of whether the Commission should modify its rules relating to the demarcation point of customer equipment to conform with the intent of the FCC rules on the same subject and review considerations proposed by participants.

SUBJECT AREA TO BE ADDRESSED: Demarcation point between customer equipment and the equipment of the local exchange company.

SPECIFIC AUTHORITY: 350.127(2) FS.

LAW IMPLEMENTED: 364.03 FS.

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

TIME AND DATE: 9:30 a.m. – 5:00 p.m., March 9, 1999

PLACE: Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Rick Moses, Division of Communications, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

PUBLIC SERVICE COMMISSION

UNDOCKETED

RULE TITLE: Uniform Retirement Units for Electric Utilities
 RULE NO.: 25-6.0142
 PURPOSE AND EFFECT: To add the definition for average industry cost, to raise the capitalization threshold from \$500 to \$1000, to clarify costs associated with the retirement and replacement of retirement units, to codify acceptable

accounting practice related to reuse of retired plant materials, to strike the mandatory \$10,000 capitalization requirement, and to update the List of Retirement Units. These changes will give the utilities more flexibility in capitalization and expensing procedures as well as reduce administrative time in tracking items of small value.

SUBJECT AREA TO BE ADDRESSED: The refinement of certain accounting practices relating to the capitalization and expensing of plant within electric utilities.

SPECIFIC AUTHORITY: 350.127(2), 366.05(1) FS.

LAW IMPLEMENTED: 350.115, 366.04(2)(f), 366.041, 366.06(1) FS.

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

TIME AND DATE: 10:00 a.m., Tuesday, April 6, 1999

PLACE: Betty Easley Conference Center, Room 182, 4075 Esplanade Way, Tallahassee, FL 32301

THE WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO MARY ANNE HELTON, DIVISION OF APPEALS, 2540 SHUMARD OAK BOULEVARD, TALLAHASSEE, FL 32399-0850

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Patricia Lee, Division of Auditing and Financial Analysis, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-6.0142 Uniform Retirement Units for Electric Utilities.

(1) No change.

(2) For the purpose of this Rule, the following definitions shall apply:

(a) Average Inventory Cost – An estimate of original material cost, used in those instances when undue refinement in accounting procedures would be required to maintain records as to the original material cost of individual items. The average material cost is determined for a group of items having similar characteristics. The group and cost may relate to a vintage or group of vintages. For example, the average cost of a

property item may vary depending on the original vintage falling in the 1985-1990 period, as compared to the same item having the original vintage in the 1991-1995 period.

(b) Book Cost – The amount at which an item of property is included in a plant account, including the costs of all labor, material, and associated installation.

(c) Cost of removal – The cost of demolishing, dismantling, removing, tearing down or otherwise disposing of electric plant, including the cost of transporting and handling.

(d)(a) Cradle-To-Grave Accounting – An accounting method which treats a unit of plant as being in service from the time it is first purchased until it is finally junked or is finally disposed of in another manner. The period in shop for refurbishing, or in stock/inventory awaiting reinstallation is treated as being in service.

(e)(b) Item – A single identifiable unit of utility plant. Capitalization criteria shall apply to the single item and not to a block or group of such items purchased on one order.

(f)(e) Minor Item – Any part or element of plant which is not designated as a retirement unit, but is a component part of the retirement unit.

(g)(d) Retirement – A retirement unit or unreplaced minor item which has been removed, sold, abandoned, destroyed, or otherwise removed from service, except where that removal is of a “cradle-to-grave” item.

(e) Book Cost – The amount at which an item of property is included in a plant account, including the costs of all labor, material, and associated installation.

(f) Cost of removal – The cost of demolishing, dismantling, removing, tearing down or otherwise disposing of electric plant, including the cost of transporting and handling.

(3) All utility plants shall be considered as consisting of retirement units and minor items of property. Each utility will implement a list of retirement units in conformity with the Commission’s “List of Retirement Units (Electrical Plant) as of January 1, 1999 ~~March 30, 1997~~” (hereinafter referred to as “List”) as of the beginning of the next fiscal year following the adoption of this rule. A utility may further subdivide retirement units in order to achieve a list more reflective of common, major replacement items providing that the cost of the additional subdivided unit is \$1,000 ~~\$500~~ or more. The Director of the Division of Auditing and Financial Analysis, Florida Public Service Commission, shall be notified annually of additions and subdivisions to the utility’s retirement unit List with explanations of the nature and justification.

(4) The addition and retirement of retirement units as set forth in the List incorporated in this rule shall be accounted for as follows:

(a) through (b) No change.

(c) When a retirement unit is replaced, the cost of the replacement should be accounted for in the same manner as in paragraph (4)(a) if the cost meets the criteria set forth in subsection ~~(10)~~ ~~or~~ (11). Otherwise, the charge should be made to the appropriate expense account.

(d) When a retirement unit is retired and removed from service in conjunction with the installation of a replacing unit, the cost of removal of the retiring unit shall be separated from the installation cost of the new replacing unit. Cost of removal shall be debited to the appropriate reserve account as set forth in paragraph (4)(b).

(5) No change.

(6)(a) When a retirement unit is retired and it has a prospect for reuse, the original or estimated original cost of the material subject for reuse shall be credited to the account reserve of the retiring unit as gross salvage with a debit in the same amount to Account 154, Plant Materials and Operating Supplies. When the retirement unit is reused, the original or estimated original material cost shall be credited to Account 154 with a debit to the appropriate plant account. The plant account shall also be debited with costs for new installation and labor.

(b) When it is impractical to determine the original cost for each unit subject to reuse due to the relatively large number or small cost of such units, an appropriate average inventory cost that allows for any difference in size or character shall be used. The cost of repairing such items shall be charged to the maintenance account appropriate for the previous use.

(c) Reusable materials consisting of relatively small minor items, the identity of which cannot be determined without an undue refinement in accounting shall be included in Account 154, Plant and Materials Operating Supplies, at average inventory cost for such new items. The cost of repairing such items shall be charged to the appropriate expense account as indicated by previous use.

(7)(6) The addition and retirement of items such as meters and transformers may be accounted for as cradle-to-grave, in which case the cost for refurbishing these items shall be charged to the appropriate expense accounts.

(8)(7) Overhead construction costs such as engineering, supervision, general office salaries and expenses, construction engineering, insurance, taxes, relief and pensions, injuries and damages shall be capitalized only if they are directly associated with the construction project and shall be charged to particular jobs or units on the basis of the amounts of such overheads to the end that each job or unit shall bear its equitable portions of these costs and that the entire cost of the unit both direct and overhead shall be deducted from the plant accounts at the time the property is retired.

(9)(8) All maintenance costs, whether the work is done by the utility or under contract, shall be expensed. Unusual or extraordinary expenses can be amortized over a reasonable period of time as determined by the Commission. The costs of keeping equipment and plant in good condition shall be accounted for as maintenance expenses. Included in this classification are the costs of material and labor associated with the upkeep of plant such as:

- (a) The training of maintenance personnel and the testing of equipment and facilities.
- (b) The cost of ordinary repairs, refurbishment, repainting, and rearrangements of plant.
- (c) Miscellaneous expenses like shop repairs, tool expenses, and motor vehicle expenses.
- (d) The cost of performing work to prevent failure, restore serviceability or maintain or realize the life expectancy of the plant.
- (e) The cost of repairing material for reuse.
- (f) The cost of restoring the condition of plant damaged by attrition, acts of nature, fire or other casualties (other than the cost of replacing retirement units).
- (g) The cost of inspecting after repairs have been made.
- (h) Direct field supervision of maintenance.
- (i) The cost of general supervision and engineering associated with maintenance work.

(10)(9) Engineering unclassified time shall be expensed.

~~(10) The replacement or removal of an item which constitutes a portion of a given retirement unit for the Structures and Improvements Account, as set forth in the List, shall be accounted for in the same manner as for the replacement of a retirement unit whenever that item has a book cost of \$10,000 or more. Otherwise, the replacement is charged to the appropriate expense account with no retirement recorded.~~

(11) A capitalization criteria of ~~\$1,000~~ \$500 is imposed for each retirement unit as set forth in the List for the Office Furniture and Equipment, Stores Equipment, Tools, Shop and Garage Equipment, Laboratory Equipment, Power Operated Equipment, Communication Equipment, and Miscellaneous Equipment Accounts.

(12) The "List of Retirement Units (Electrical Plant), Effective ~~January 1, 1999~~ March 30, 1997" published by the Florida Public Service Commission is incorporated herein by reference. A copy of the List may be obtained from the Director of the Division Auditing and Financial Analysis, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Specific Authority 350.127(2), 366.05(1) FS. Law Implemented 350.115, ~~366.04(2)(f)~~, 366.041, 366.06(1) FS. History—New 9-6-87, Amended 3-19-92, 3-18-97, _____.

PUBLIC SERVICE COMMISSION

DOCKET NO: 960725-GU

RULE TITLE: Transportation Service

RULE NO.: 25-7.0335

PURPOSE AND EFFECT: To require all investor-owned natural gas utilities to file a tariff that offers the transportation of natural gas to all non-residential customers. The rule also sets out the terms and conditions that must be included in the transportation service tariff. The rule also provides that natural gas utilities may offer transportation service to residential customers.

SUBJECT AREA TO BE ADDRESSED: The unbundling of natural gas and the provision of transportation services by natural gas utilities.

SPECIFIC AUTHORITY: 350.127(2), 366.05(1) FS.

LAW IMPLEMENTED: 366.03 FS.

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

TIME AND DATE: 9:30 a.m., Wednesday, March 24, 1999

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL 32301

THE WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE COMMISSION'S DIVISION OF RECORDS AND REPORTING, 2540 SHUMARD OAK BOULEVARD, TALLAHASSEE, FL 32399-0850

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Wayne Makin, Division of Electric and Gas, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-7.0335 Transportation Service.

(1) Each utility must offer the transportation of natural gas to all non-residential customers. Each utility may offer the transportation of natural gas to residential customers.

(2) In order to meet the objective set out in subsection (1), each utility must file a transportation service tariff with the Commission by December 31, 1999. Each tariff must include in its rules and regulations the utility's policy governing the transportation of natural gas. Each tariff must also comply with Rule 25-7.033, F.A.C. In addition, each tariff must set out the following terms and conditions:

(a) The utility is responsible for the transportation of natural gas purchased by the customer. The utility is not responsible for providing natural gas to a customer that elects service under the transportation service tariff. If the customer's marketer, broker, or agent fails to provide the customer with natural gas, the utility may disconnect service to the customer or provide natural gas under its otherwise applicable tariff provision.

(b) For customers that engage a marketer, broker, or agent to arrange and oversee the customer's gas purchase, the utility must obtain from that customer a notarized statement that identifies the legal name, address, and phone number of the marketer, broker, or agent.

(c) At the customer's request, the utility must provide an historical monthly usage summary with sufficient detail so that the customer can calculate its Maximum Daily Transportation Quantity (MDTO). The utility may charge a cost-based fee for this summary.

(3) The utility must apply its transportation service tariff provisions in the same manner to all similarly situated affiliated and non-affiliated marketers, brokers, and agents.

Specific Authority 350.127(2), 366.05(1) FS. Law Implemented 366.03 FS. History—New

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE TITLE: Medicare Certified Home Health Agencies
RULE NO.: 59C-1.031
PURPOSE AND EFFECT: The agency proposes to modify the methodology used to calculate future need for Medicare-certified home health agencies in light of current statutory language that will exempt such agencies from certificate of need review after the Medicare program implements a per-episode prospective payment system; and because of evidence that an increasing number of agencies which previously received certificate of need approval are now electing not to seek certification as a Medicare provider. There are also a number of Medicare-certified agencies that have closed recently. The amendments will also modify the basis for enumerating the number of "approved" agencies. Need projections published subsequent to amendments that were effective in April 1997 have shown minimal need for additional Medicare-certified home health agencies in Florida. It is anticipated that the proposed amended methodology will show a greater need.

SUBJECT AREA TO BE ADDRESSED: The methodology used to determine need for additional Medicare-certified home health agencies.

SPECIFIC AUTHORITY: 408.15(8), 408.034(5) FS.

LAW IMPLEMENTED: 408.036(1)(e) FS.

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

TIME AND DATE: 2:00 p.m., March 16, 1999

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Elfie Stamm, Certificate of Need Office, 2727 Mahan Drive, Tallahassee, Florida

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Auctioneers

RULE TITLE: Examination for Licensure
RULE NO.: 61G2-2.002

PURPOSE AND EFFECT: Rule 61G2-2.002 is being amended to specify that fees paid to the Department may be transferred, as opposed to fees paid to a professional testing service as reflected in the proposed amendments to Rule 61G2-3.003.

SUBJECT AREA TO BE ADDRESSED: Examination for Licensure.

SPECIFIC AUTHORITY: 468.384(2) FS.

LAW IMPLEMENTED: 455.217(1)(b), 468.385, 120.60(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ed Broyles, Executive Director, Board of Auctioneers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G2-2.002 Examination for Licensure.

(1) through (4) No change.

(5) The Board shall review all applicants for licensure by examination and approve their qualifications before an applicant will be permitted to sit for the examination. The

application fee is non-refundable. Should an applicant be denied approval to sit for the examination, the examination fee shall be refunded. The examination fee paid to the Department may be transferred to a subsequent examination upon the applicant's written request, if the request is received in the Board office at least 20 days prior to the scheduled examination date.

(6) No change.

Specific Authority 468.384(2) FS. Law Implemented 455.217(1)(b), 468.385, 120.60(2) FS. History--New 5-10-87, Amended 10-20-87, 6-5-88, 5-11-89, Formerly 21BB-2.002, Amended 9-27-93, 8-20-96.

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Restricted Licensure; Restrictions on Practice RULE NO.: 64B8-4.026

PURPOSE AND EFFECT: The Board intends to delete subsection (2) of the rule since the examination requirements are being incorporated in Rule 64B8-5.002.

SUBJECT AREA TO BE ADDRESSED: The examination for restricted licensure pursuant to section 458.3115, F.S.

SPECIFIC AUTHORITY: 458.3115(2)(b),(c),(4) FS.

LAW IMPLEMENTED: 458.3115 FS.

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

TIME AND DATE: 6:00 p.m., April 8, 1999

PLACE: Westin Hotel, I-95 at Cypress Creek Road East, 400 Corporate Drive, Ft. Lauderdale, Florida 33334-3642

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-4.026 Restricted Licensure; Restrictions on Practice.

(1) A physician who is licensed pursuant to subsection 458.3115 must practice the first year only under direct supervision of one physician, approved by the board, who has an active valid, unencumbered, Florida license. Although change from one physician to another is permitted, the licensee must, prior to termination of the period of restricted practice, submit to the Board a signed statement from each physician who acted as a direct supervisor verifying the time during which said supervision occurred. For the purpose of interpreting the restricted practice requirement the physician must activate the restricted license and begin supervised practice within 12 months of the date of certification by the

Board and must successfully complete one year of practice under direct supervision within 18 months of the date of activation of the restricted license.

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

~~(2)(b)~~ No change.

~~(3)(c)~~ No change.

~~(2) The phrase "successful completion of the licensure examination" is interpreted as requiring a passing score of no less than 75 within the time frame set forth in Section 458.3115, Florida Statutes. Specifically, if the applicant has failed the examination five times within five calendar years, the applicant is no longer eligible for licensure.~~

Specific Authority 458.3115(2)(b),(c),(4) FS. Law Implemented 458.3115 FS. History--New 8-18-98, Amended _____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Fees RULE NO.: 64B8-41.001

PURPOSE AND EFFECT: The Council proposes to make recommendations to the Board of Medicine to update this rule to amend some of the fees and to notify applicants of the proper rule to refer to when requesting special accommodations.

SUBJECT AREA TO BE ADDRESSED: Fees.

SPECIFIC AUTHORITY: 455.711, 468.507, 468.508 FS.

LAW IMPLEMENTED: 455.641, 455.711, 468.508 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 IS: Kaye Howerton, Executive Director, Dietetics and Nutrition Practice Council, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-41.001 Fees.

(1) The application fee for licensure shall be \$75.00 ~~\$50.00~~.

(2) The endorsement fee for an applicant seeking licensure by endorsement shall be 25.00 ~~\$50.00~~.

(3) through (4) No change.

(5) When the Counsel certifies the applicant to sit for the examination or for re-examination, it is the applicant's responsibility to complete the examination process with the national vendor. In compliance with the Americans for Disabilities Act, any applicant requesting special

accommodations shall comply with the Department of Health's rule 64B-1.005, F.A.C. The examination fee for an applicant seeking licensure by examination shall be \$150.00.

~~(6) The re-examination fee for an applicant seeking licensure by examination shall be \$150.00.~~

~~(6)(7)~~ The biennial renewal fee shall be \$50.00 of which \$5.00 is specifically earmarked for the fund to combat unlicensed activity pursuant to Section 455.641, Florida Statutes.

~~(7)(8)~~ The reactivation fee for inactive licenses shall be \$50.00 ~~\$10.00~~.

~~(8)(9)~~ No change.

~~(9)(10)~~ The inactive status fee shall be \$25.00 ~~\$10.00~~.

~~(10)(11)~~ No change.

~~(11)(12)~~ No change.

Specific Authority 468.507, 468.508, 455.711 FS. Law Implemented 468.508, 455.641, 455.711 FS. History--New 4-9-89, Amended 8-28-90, 11-9-92, Formerly 21M-47.001, Amended 9-21-93, 11-4-93, 1-3-94, Formerly 61F6-47.001, Amended 12-28-94, 5-2-95, Formerly 59R-41.001, Amended 11-24-97,_____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Temporary Permits
RULE NO.: 64B8-42.003

PURPOSE AND EFFECT: The Council proposes to make recommendations to the Board of Medicine to update the rule text.

SUBJECT AREA TO BE ADDRESSED: Temporary permits.

SPECIFIC AUTHORITY: 468.507, 468.511 FS.

LAW IMPLEMENTED: 468.511 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 IS: Kaye Howerton, Executive Director, Dietetics and Nutrition Practice Council, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-42.003 Temporary Permits.

(1) No change.

(2) An applicant who has been issued a temporary permit based on apparent eligibility to take the for the next scheduled examination but who has never passed an examination to determine competency as recognized by the Board and who is not qualified for licensure by endorsement, may practice dietetics and nutrition under the supervision of a licensed

dietitian/nutritionist until notification of the results of the examination. An applicant must take the examination within six months of the issuance of a temporary permit. A temporary permit shall expire one year from the date of issuance. The expiration date shall be extended for an applicant who did not take the examination due to illness, death of a family member, jury duty, military service, or similar circumstances beyond the applicant's control, provided a notarized statement and supporting documentation is supplied. Such extension is valid only until notification of the results of the next examination.

(3) No change.

Specific Authority 468.511, 468.507 FS. Law Implemented 468.511 FS. History--New 4-9-89, Formerly 21M-48.003, 61F6-48.003, Amended 11-12-95, Formerly 59R-42.003, Amended 11-24-97,_____.

**Section II
Proposed Rules**

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Chiropractic Services
RULE NO.: 59G-4.040

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to incorporate by reference the revised Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, January 1999. The effect will be to incorporate by reference in the rule the current Florida Medicaid Chiropractic Services Coverage and Limitations Handbook.

SUMMARY: The purpose of the rule is to incorporate by reference the revised Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, January 1999.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m. – 12:00 p.m., March 22, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room H, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Jackson, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.040 Chiropractic Services.

(2) All chiropractic services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, January 1999 ~~March 1997~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented ~~409.902, 409.906(7), 409.907, 409.908(2), 409.913(5)(e), (8)(b), 409.9081 FS.~~ History—New 6-1-89, Amended 7-1-91, 12-31-91, 3-17-92, 4-21-92, 11-9-92, 7-5-93, 1-19-94, Formerly 10C-7.066, Amended 10-10-94, 5-25-95, 1-9-96, 10-21-97,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Jackson

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rueben King-Shaw

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 4, 1998

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Dental Services
RULE NO.: 59G-4.060

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to incorporate by reference the revised Florida Medicaid Dental Coverage and Limitations Handbook, January 1999. The effect will be to incorporate by reference in the rule the current Florida Medicaid Dental Coverage and Limitations Handbook, January 1999.

SUMMARY: The purpose of this rule amendment is to incorporate by reference the revised Florida Medicaid Dental Coverage and Limitations Handbook, January 1999.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

NOTICE.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m. – 12:00 p.m., March 22, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room G, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Millard Howard, Agency for Health Care Administration, Medicaid Program Development, 2728 Mahan Drive, Building 3, Room 2215, Tallahassee, Florida 32317-2600, (850)922-7328

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.060 Dental Services.

(2) All dental services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Dental Coverage and Limitations Handbook, January 1999 ~~August 1998~~, and Florida Medicaid Provider Reimbursement Handbook, Dental 111, July 1996, which are incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA 1500 and EPSDT 221, which is incorporated in 59G-5.020. All three handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History 7-10-80, Amended 2-19-81, 10-27-81, 7-21-83, Formerly 10C-7.523, Amended 9-11-90, 11-3-92, Formerly 10C-7.0523, Amended 6-29-93, Formerly 10P-4.060, Amended 7-19-94, 7-16-96, 3-11-98, 10-13-98,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Millard Howard

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rueben King-Shaw

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 4, 1998

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Podiatry Services
RULE NO.: 59G-4.220

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to incorporate by reference the revised Florida Medicaid Podiatry Services Coverage and Limitations Handbook, January 1999. The effect will be to incorporate by reference in the rule the current Florida Medicaid Podiatry Services Coverage and Limitations Handbook, January 1999.

SUMMARY: The purpose of the rule is to incorporate by reference the revised Florida Medicaid Podiatry Services Coverage and Limitations Handbook, January 1999.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 409.919 FS.
 LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:
 TIME AND DATE: 9:00 a.m. – 12:00 p.m., March 23, 1999
 PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room I, Tallahassee, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Jackson, Agency for Health Care Administration, Medicaid Program Development, 2728 Mahan Drive, Building 3, Room 2215, Tallahassee, Florida 32317-2600, (850)922-7314

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.220 Podiatry Services.

(2) All podiatry providers must be in compliance ~~comply~~ with the provisions of the Florida Medicaid Podiatry Services Coverage and Limitations Handbook, ~~January 1999~~ ~~January 1998~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA 1500 and EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 1-23-84, Amended 10-25-84, Formerly 10C-7.529, Amended 4-21-92, 11-9-92, 7-1-93, Formerly 10C-7.0529, 10P-4.220, Amended 1-7-96, 3-11-98 10-13-98,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Jackson
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rueben King-Shaw
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 1999
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 4, 1998

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Physician Assistant
 RULE NO.: 59G-4.231
 PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to incorporate by reference the revised Florida Medicaid Physician Assistant Coverage and Limitations Handbook, January 1999. The effect will be to incorporate by reference in the rule the current Florida Medicaid Physician Assistant Coverage and Limitations Handbook, January 1999.
 SUMMARY: The purpose of the rule is to incorporate by reference the revised Florida Medicaid Physician Assistant Coverage and Limitations Handbook, January 1999.
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 409.919 FS.
 LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:
 TIME AND DATE: 9:00 a.m. – 12:00 p.m., March 23, 1999
 PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room G, Tallahassee, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Belinda McClellan, Agency for Health Care Administration, Medicaid Program Development, 2728 Mahan Drive, Building 3, Room 2215, Tallahassee, Florida 32317-2600, (850)922-7324

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.231 Physician Assistant Services.

(2) All physician assistant providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Physician Assistant Coverage and Limitations Handbook, ~~January 1999~~ ~~January 1998~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA 1500 and EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 8-21-95, Amended 5-28-96, 3-11-98, 10-13-98,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Belinda McClellan
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rueben King-Shaw
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 1999
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 4, 1998

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Prison Rehabilitative Industries and Diversified Enterprises (PRIDE)	60A-7
RULE TITLE:	RULE NO.:
Required Purchase of Corporation Products; Exceptions	60A-7.005
PURPOSE, EFFECT AND SUMMARY: To delete the requirement that state agencies notify PRIDE of their decisions to buy commodities or services available from PRIDE from another entity.	

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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

SPECIFIC AUTHORITY: 287.042(13) FS.

LAW IMPLEMENTED: 946.515(2), 287.042(1)(f) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 2:00 p.m., Tuesday, March 23, 1999

PLACE: 4050 Esplanade Way, Suite 315L, Tallahassee, Florida 32399-0950

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: H. P. Barker, Jr., Chief, Bureau of Procurement

THE FULL TEXT OF THE PROPOSED RULE IS:

60A-7.005 Required Purchase of Corporation Products; Exceptions.

(1) Corporation products tested and approved in accordance with the provisions of Rule 60A-7.004 and certified by the Corporation pursuant to the provisions of 946.515(2), Florida Statutes, as meeting comparable performance specifications and comparable price and quality requirements shall be purchased from the Corporation in lieu of similar products and services from other sources if the category of products and services is necessary for use by a State agency.

~~Exceptions allowed are as follows:~~

(2) If Corporation products are available and not used, an agency ~~shall make~~ "reasonable determination" of its needs, pricing, and quality requirements relating to the purchase of Corporation products ~~shall be in writing and will be forwarded to the Corporation 10 business days prior to any commitment by the agency to purchase from any entity other than the Corporation with a copy to the Division Director.~~ The determination shall state in factual detail the justification for any determination adverse to the Corporation addressing the following:

(a) Needs for the agency's use of the products or services shall be stated in quantitative terms identifying the scope and usage of the products and services, whether the requirements are long term or short term, quantities required, incompatibilities with existing equipment or usages, and any other facts justifying the needs determination.

(b) Pricing justification shall be stated in comparative terms showing the disparity in pricing as compared to similar goods or services, quantity discounts, or other cost factors pertinent to the price comparison.

(c) Quality justification shall address specific deficiencies or shortcomings which show that the product or service is not compatible or appropriate for agency use.

Specific Authority 287.042(13) FS. Law Implemented 946.515(2), 287.042(1)(f) FS. History--New 5-25-93, Amended 12-31-95, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: George Banks, Director of Purchasing

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Don Mills, Deputy Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 15, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 25, 1998

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Auctioneers

RULE TITLE: Examination Fees

RULE NO.: 61G2-3.003

PURPOSE AND EFFECT: Rule 61G2-3.003 is being amended to establish the fee schedules for examinations and re-examinations when conducted or not conducted by a professional testing service, pursuant to Section 455.2171, Florida Statutes.

SUMMARY: The rule is being amended to clarify the examination and re-examination fees.

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

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

SPECIFIC AUTHORITY: 468.386(1) FS.

LAW IMPLEMENTED: 455.2171, 468.385(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ed Broyles, Executive Director, Board of Auctioneers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G2-3.003 Examination Fees.

~~The fee for the auctioneer examination is \$250. The fee for re-examination is \$250.~~

(1) When the examination is not conducted by a professional testing service pursuant to Section 455.2171, Florida Statutes, \$250.00 payable to the Department. When the examination is conducted by a professional testing service

pursuant to Section 455.2171, Florida Statutes, \$237.00 payable to the Department plus \$13.00 payable to the testing service.

(2) When the re-examination is not conducted by a professional testing service pursuant to Section 455.2171, Florida Statutes, \$250.00 payable to the Department. When the re-examination is conducted by a professional testing service pursuant to Section 455.2171, Florida Statutes, \$237.00 payable to the Department plus \$13.00 payable to the testing service.

Specific Authority 468.386(1) FS. Law Implemented 455.2171, 468.385(4) FS. History--New 5-4-87, Amended 9-13-88, Formerly 21BB-3.003, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Auctioneers
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Auctioneers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 1998
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 18, 1998

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

RULE TITLE: Determination of Opening for Licensed State Pilots or Certificated Deputy Pilot RULE NO.: 61G14-11.001

PURPOSE AND EFFECT: This rule provision will prohibit a person from simultaneously becoming a certified deputy or licensed pilot in more than one port except in cases of cross licensing or in combined ports. This rule is necessary in order for the Board to carry out its duty of determining the need for deputies and pilots based on supply and demand.

SUMMARY: Rule 61G14-11.001 is being amended within subsection two (2) in order to prohibit a person from simultaneously becoming a certified deputy or licensed pilot in more than one port except in cases of cross licensing or in combined ports.

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

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

SPECIFIC AUTHORITY: 310.185 FS.

LAW IMPLEMENTED: 310.061, 310.081(1),(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John P. Currie, Executive Director, Board of Pilot Commissioners, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G14-11.001 Determination of Opening for Licensed State Pilots or Certificated Deputy Pilot.

(1) No change.

(2) Other than in instances of cross licensing as permitted by § 310.061, Florida Statutes, the licensing of a pilot to serve in more than one port, prevents the board from adequately performing its duty under § 310-061, Florida Statutes, to assess the need for additional pilots in any of the ports to which such pilot is licensed. Therefore, other than in instances of cross licensing as permitted by § 310.061, Florida Statutes, no person shall be eligible to become a certified deputy pilot or licensed state pilot in any Florida port so long as that person remains a licensed pilot in any other Florida port. This prohibition shall not apply where all ports for which certification or licensure is sought have been combined with each other for the purpose of licensing.

~~(3)~~ No change.

~~(4)~~ No change.

Specific Authority 310.185 FS. Law Implemented 310.061, 310.081(1),(2) FS. History--New 3-21-76, Formerly 21SS-5.06, Amended 1-19-77, 12-7-78, 1-10-80, Formerly 21SS-5.09, Amended 5-11-87, 11-28-90, Formerly 21SS-5.009, 21SS-11.001, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Pilot Commissioners
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Pilot Commissioners
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 15, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 29, 1999

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE CHAPTER TITLE: Practitioner Profile RULE CHAPTER NO.: 64B-2

RULE TITLE: Form of Practitioner Profile RULE NO.: 64B-2.001

PURPOSE AND EFFECT: To identify the form of the practitioner profile that will be made available to the public through the World Wide Web and other commonly used means of distribution.

SUMMARY: The rule details the specific information that will be published on the world wide web including, but not limited to, the practitioner's education and work experience, scope of practice, and previous liability claims.

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

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

SPECIFIC AUTHORITY: 455.5654 FS.

LAW IMPLEMENTED: 455.565, 455.5651, 455.5652, 455.5653, 455.5654, 455.5655, 455.5656 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., March 22, 1999

PLACE: Northwood Center, Board Room, 1940 North Monroe Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lucy Gee, Chief, Bureau of Operations, 2020 Capital Circle, S. E., BIN #C-10, Tallahassee, Florida 32399-3260

THE FULL TEXT OF THE PROPOSED RULE IS:

64B-2.001 Practitioner Profile.

(1) The Department is required to compile information submitted by the practitioner pursuant to s. 455.565 and s. 455.5651 into a practitioner profile of the applicant submitting the information. This practitioner profile shall be available on the world wide web beginning on July 1, 1999. The information available on the world wide web shall consist of the following:

(a) The licensee's license number, license status, year the practitioner began practicing medicine, primary business name, business address, business city and state, hospitals where practitioner has staff privileges, hospital city and state.

(b) Education and training shall consist of the name of the medical school where the practitioner received a degree, the degree title, and years attended. It will also consist of other health related degrees the practitioner has received, the degree title, years attended and date of graduation.

(c) Professional and postgraduate training shall consist of the program's name, program city, state and country, and years attended.

(d) Specialty shall consist of the name of the certifying body and the title of the certification.

(e) Other information may include, but is not limited to, the following:

1. professional or community service name and organization;

2. publication title, publication and the year it was published;

3. languages spoken other than English;

4. other affiliations organization name, office or position held;

5. other professional license number, state licensed in, license status and the year they began practicing;

6. other business office location address, city and state;

7. business phone number or e-mail address.

8. practitioner participation in the Medicaid program.

(f) Method of demonstrating financial responsibility in accordance with s. 458.320 or s. 459.0085.

(g) Criminal offenses that directly relate to the practitioner's ability to competently practice his or her profession shall consist of the offense, date of the offense and the jurisdiction of the offense, and shall include a warning that the criminal history information, if any exists, may be incomplete and that federal criminal history is not available. If the applicant indicates to the department and submits a copy of the document initiating an appeal, the department must state this on the profile.

(h) Final disciplinary action taken within the previous 10 years shall consist of the institution, board or organization name, address, city and state, the month, date and year of the discipline, description of the violation, and description of the action taken. If the applicant indicates to the department and submits a copy of the document initiating an appeal, the department must state this on the profile.

(2) Liability claims within the previous 10 years exceeding \$5,000.00 shall consist of the month date and year of the liability claim and the nature of the claim, and the statutory explanation of why a settlement may have occurred.

(3) When a profile question is not applicable to the practitioner being profiled, the profile will so indicate.

Specific Authority 455.5654 FS. Law Implemented 455.565, 455.5651, 455.5652, 455.5653, 455.5654, 455.5655, 455.5656 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Regina Davis

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Lucy C. Gee, Bureau Chief

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 13, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 5, 1998, July 17, 1998, August 21, 1998 and January 22, 1999

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: RULE NO.:

Licensure Examination Pursuant to Section 458.3115, Florida Statutes 64B8-5.002

PURPOSE AND EFFECT: The proposed rule is intended to set forth the examination passing scores and relative weights of questions with regard to the examination for licensure pursuant to section 458.3115, F.S.

SUMMARY: The proposed rule sets forth examination information with regard to passing scores, relative weights, content, etc., for the examination administered pursuant to section 458.3115, F.S.

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

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

SPECIFIC AUTHORITY: 455.574(1)(b), 458.3115(4) FS.

LAW IMPLEMENTED: 458.3115 FS.

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

TIME AND DATE: 6:00 p.m., April 8, 1999

PLACE: Westin Hotel, I-95 at Cypress Creek Road East, 400 Corporate Drive, Ft. Lauderdale, Florida 33334-3642

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-5.002 Licensure Examination Pursuant to Section 458.3115, Florida Statutes.

For the purpose of seeking licensure pursuant to section 458.3115, Florida Statutes, the Board of Medicine interprets the phrase "successful completion of the licensure examination" as requiring a passing score of no less than 75 on each part of the FLEX or a scaled score of 350 on the equivalent parts of the Department-developed examination (FMLE) within the time frame set forth in section 458.3115, F.S.

(1) The "Florida Medical Licensure Examination" (FMLE) shall be administered by the Department and the examination consists of two parts. An applicant who chooses to take the licensure examination is required to pass both parts of the examination in order to receive a restricted license to practice medicine in the state.

(2) The FMLE examination consists of the following parts:

(a) Part I – a general written examination containing approximately 400 equally weighted questions which is intended to measure knowledge and understanding of basic and clinical science principles and mechanisms underlying diseases and modes of therapy.

(b) Part II – a written examination containing approximately 400 equally weighted questions that is intended to assess the clinical knowledge and cognitive abilities required of a physician assuming general delivery of medical care to patients.

(3) The minimum passing score for Part I, the general written examination will be a scaled score of 350. The minimum passing score for Part II, assessing clinical knowledge, will be a scaled score of 350.

(4) The questions in Part I, the general written examination, may be drawn from the entire range of medical science content, including the following subject areas:

(a) Basic Sciences – 25% of Part I of the examination. The percent distributions shown below are approximate percentages.

- 1. General Principles 10%
- 2. Hematopoietic and Lymphoreticular Systems 1.5%
- 3. Central and Peripheral Nervous Systems 1.5%
- 4. Skin and Related Connective Tissue 1.5%
- 5. Musculoskeletal System 1.5%
- 6. Respiratory System 1.5%
- 7. Cardiovascular System 1.5%
- 8. Gastrointestinal System 1.5%
- 9. Renal/Urinary System 1.5%
- 10. Reproductive System 1.5%
- 11. Endocrine System 1.5%

(b) Disease Processes – 75% of Part I of the Examination. The percent distributions shown below are approximate percentages.

- 1. General Principles 5%
- 2. Infectious and Parasitic Diseases 6%
- 3. Diseases of the Blood and Blood-Forming Organs 4%
- 4. Psychiatric Disorders 3%
- 5. Diseases of the Nervous System 5%
- 6. Cardiovascular Disorders 6%
- 7. Diseases of the Respiratory System 6%
- 8. Nutritional and Digestive Disorders 5%
- 9. Gynecologic Disorders 6%
- 10. Renal, Urinary, and Male Reproductive Systems 5%

- 11. Diseases of Pregnancy, Childbirth, and Puerperium 6%
- 12. Disorders of the Skin and Subcutaneous Tissues 3%
- 13. Diseases of the Musculoskeletal System and Connective Tissue 5%
- 14. Endocrine and Metabolic Disorders 5%
- 15. Disorders of the Eyes and Ears 2%
- 16. Immune Disorders 3%

(5) The questions in Part II, assessing clinical knowledge may be drawn from the entire range of physician behaviors, and involve normal function or pathophysiology of the following systems which are shown with approximate percentage distributions:

- (a) Cardiovascular 15%
- (b) Gastrointestinal 15%
- (c) Neurologic 9%
- (d) Psychologic/Interpersonal 6%
- (e) Reproductive 7%
- (f) Respiratory 15%
- (g) Musculoskeletal/Dermatologic 12%
- (h) Endocrine/Metabolic 13%
- (i) Ophthalmologic/Otolaryncologic or Special Senses 3%
- (j) Hematologic 5%

(6) For each system listed in paragraph (5) above, the questions in Part II will cover the following clinical contexts:

- (a) well-care/preventive medicine;
- (b) acute, circumscribed problems;
- (c) ill-defined presentations or problems;
- (d) chronic or progressive illness;
- (e) emergency conditions, critical care; and
- (f) behavioral/emotional problems.

(7) For each system listed in paragraph (5) above, questions will cover the following physician behaviors:

- (a) data gathering;
- (b) diagnosis;
- (c) treatment;
- (d) prevention; and
- (e) applying scientific concepts in each content area.

(8) Applicants may use a combination of FLEX and FMLE scores to establish successful completion of both parts of the licensure examination (e.g., FLEX, Part I with a score of 75 and FMLE, Part II, with a scaled score of 350.)

Specific Authority 455.574(1)(b), 458.3115(4) FS. Law Implemented 458.3115 FS. History—New.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 6, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 4, 1998

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

RULE CHAPTER TITLE: Midwifery Practice

RULE CHAPTER NO.: 64B24-7

RULE TITLE: Requirement for Insurance

RULE NO.: 64B24-7.013

PURPOSE AND EFFECT: The Department proposes to amend this rule to change the date when midwives have to provide proof of professional liability insurance coverage.

SUMMARY: The rule changes the date to December 31, 1999 when midwives, licensed prior to December 31, 1997, must provide proof of professional liability insurance coverage.

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

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

SPECIFIC AUTHORITY: 409.908(12)(d), 467.005 FS.
LAW IMPLEMENTED: 409.908(12), 467.014 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 1:00 p.m., March 22, 1999

PLACE: Bldg. 6, Suite 240, 1309 Winewood Boulevard, Tallahassee, FL 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adam Ehrlich, Paralegal, Department of Health, General Counsel's Office, 2020 Capital Circle, S. E., Bin #A02, Tallahassee, Florida 32399-1703

THE FULL TEXT OF THE PROPOSED RULE IS:

64B24-7.013 Requirement for Insurance.

(1) Except as provided herein, applicants for licensure, applicants for licensure reactivation, and applicants for licensure renewal shall at the time of application submit proof of professional liability insurance coverage in an amount not

less than \$100,000 per claim, with a minimum annual aggregate of not less than \$300,000 from an authorized insurer as defined under s. 624.09, F.S., from a surplus lines insurer as defined under s. 626.914(2), F.S., from a risk retention group as defined under s. 627.942, F.S., from the Joint Underwriting Association established under s. 627.351(4), F.S., or through a plan of self-insurance as provided in s. 627.357, F.S. All midwives licensed prior to December 31, 1997 shall have until December 31, 1999 90 days from the effective date of this rule to provide proof of professional liability insurance coverage in accordance with ~~this~~ the subsection.

(2) through (4) No change.

Specific Authority 409.908(12)(d), 467.005 FS. Law Implemented 409.908(12), 467.014 FS. History--New 7-14-94, Formerly 59DD-7.013, Amended 5-4-98,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: James H. "Pete" Peterson, III, General Counsel, Department of Health

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Gloria C. Henderson, Director, Division of Medical Quality Assurance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 18, 1998

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 15, 1999

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF INSURANCE

RULE NOS.:	RULE TITLES:
4-150.002	Applicability
4-150.003	Definitions
4-150.005	Form and Content of Advertisements
4-150.013	Identity of Insurer
4-150.016	Statements About an Insurer
4-150.102	Applicability
4-150.103	Definitions
4-150.105	Form and Content of Advertisements
4-150.106	Disclosure Requirements for Indeterminate Value Life and Annuity Contract Advertisements

4-150.114	Identity of Insurer
4-150.202	Applicability
4-150.203	Definitions
4-150.213	Identity of Small Employer Carrier

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. 24, No. 30, July 24, 1998, of the Florida Administrative Weekly. These changes were made in response to comments made at the public hearing.

4-150.002 Subsection (2) – changed to read:

~~(2) Every insurer shall establish and at all times maintain a system of control over the content, form, and method of dissemination of all of its Health Insurance advertisements. All such advertisements, regardless of by whom written, created, designed or presented, shall be the responsibility of the insurer(s) benefiting directly or indirectly from their dissemination provided the insurer shall not be responsible for advertisements that are published in violation of written procedures or guidelines of the insurer.~~

(3) through (4) renumbered (2) through (3).

Law Implemented – Added 626.451(3).

4-150.003 Subsection (11) – changed to read:

(11)(a) "Invitation to Inquire" means an advertisement that:

1. Has as its objective the creation of a desire to inquire further about a health insurance policy;

2. Is limited to a brief description of coverage that shall include only:

a. A brief description of the loss for which benefits are payable;

b. The dollar amount of benefits payable; and

c. The period of time during which benefits are payable; and

3. Contains a provision in the following or substantially similar form: "This policy has (exclusions) (limitations) (reductions of benefits) (terms under which the policy may be continued in force or discontinued). For costs and complete details of the coverage call (or write) your insurance agent or company." (whichever is applicable)

(b) An invitation to inquire shall not:

1. Employ devices that are designed to create undue anxiety;

2. Exaggerate the value of the benefits available under the marketed health benefit plan;

3. Refer to premium cost; or

4. Otherwise violate these rules or the Insurance Code.

~~(11) "Invitation to Inquire" means an advertisement having as its objective the creation of a desire to inquire further about a Health Insurance Policy and which advertisement is limited to a brief description of coverage which does not describe specific policy benefits or premiums, and which shall contain a provision in the following or substantially similar form:~~

~~"This policy has (exclusions) (limitations) (reductions of benefits) (terms under which the policy may be continued in force or discontinued). For costs and complete details of the coverage call (or write) your insurance agent or the company." [whichever is applicable]~~

~~A "brief description of coverage" in an Invitation to Inquire must be limited to a brief description of the loss for which benefits are payable but may contain the dollar amount of benefits payable, and/or the period of time during which benefits are payable. An Invitation to Inquire may not refer to cost.~~

~~As with all health insurance advertisements, an Invitation to Inquire must not:~~

~~(a) Employ devices which are designed to create undue anxiety;~~

~~(b) Exaggerate the value of the benefits available under the advertised policy;~~

~~(c) Otherwise violate the provisions of these rules.~~

4-150.005(3)(b) – changed to read:

"The name of any policy shall be followed by or include the words "Insurance Policy" or similar words clearly identifying the fact that an insurance policy is being offered, through the use of the full generic name of the product; e.g. long term care insurance policy, major medical insurance policy, or disability insurance policy. With respect to any product...."

4-150.013(1)(c) – changed to read:

"An advertisement shall not use a trade name, any insurance group designation, name of the parent company of the insurer, name of a particular division of the insurer, name of any reinsurer or any other party, service mark, slogan, symbol or other device which would ~~be~~ have the capacity and tendency to misleading mislead or deceive as to the true identity of the insurer or create the false impression that the parent company or reinsurer or any other party would have any responsibility for the financial obligation of the insurer."

4-150.016 – Deleted subsection (4) in its entirety.

4-150.018 – To Law Implemented, added 626.9561.

4-150.102 Subsection (2) is changed to read:

~~(2) Every insurer shall establish and at all times maintain a system of control over the content, form and method of dissemination of all its Life Insurance and Annuity Contract advertisements. All such advertisements, regardless of by whom written, created, designed or presented, shall be the~~

~~responsibility of the insurer(s) benefiting directly or indirectly from their dissemination; provided the insurer shall not be responsible for advertisements that are published in violation of written procedures or guidelines of the insurer.~~

~~(a) Such system of control shall include regular and routine notification, at least once a year, to agents, brokers and others authorized by the insurer to disseminate advertisements of the requirement to seek company approval prior to the use of any advertisements not furnished by the insurer.~~

~~(b) Such system of control shall include the name, title and location of an individual or department designated by the insurer for the purpose of submitting advertisements for review and approval.~~

~~(c) Such system of control shall address the insurer's method on monitoring adherence with advertising procedures and guidelines, including the consequences of non-adherence. Every insurer shall have six (6) months from the effective date of this provision to establish the system of control required by this section.~~

~~(3) renumbered (2).~~

4-150.103 Subsection (10) – changed to read:

(10)(a) "Invitation to Inquire" means an advertisement that:

1. Has as its objective the creation of a desire to inquire further about life insurance and annuity contracts;

2. Is limited to a brief description of coverage that shall include only:

a. A brief description of the loss for which benefits are payable;

b. The dollar amount of benefits payable; and

c. The period of time during which benefits are payable; and

3. Contains a provision in the following or substantially similar form: "This policy has (exclusions) (limitations) (reductions of benefits) (terms under which the policy may be continued in force or discontinued). For costs and complete details of the coverage call (or write) your insurance agent or the company." (whichever is applicable)

(b) An invitation to inquire shall not:

1. Employ devices that are designed to create undue anxiety;

2. Exaggerate the value of the benefits available under the advertised policy;

3. Refer to premium cost; or

4. Otherwise violate these rules or the Insurance Code.

~~(10) "Invitation to Inquire" means an advertisement having as its objective the creation of a desire to inquire further about life insurance and annuity contracts, which advertisement is limited to a brief description of coverage and which shall contain a provision in the following or substantially similar form:~~

~~This policy has (exclusions) (limitations) (reductions of benefits) (terms under which the policy may be continued in force or discontinued). For costs and complete details of the coverage call (or write) your insurance agent or the company. [whichever is applicable]~~

A "brief description of coverage" in an invitation to inquire must be limited to a brief description of the loss for which benefits are payable but may contain the dollar amount of benefits payable, and/or the period of time during which benefits are payable. An invitation to inquire may not refer to cost or rates. As with all life insurance and annuity contract advertisements, an invitation to inquire may not:

(a) employ devices which are designed to create undue anxiety;

(b) exaggerate the value of the benefits available under the advertised policy;

(c) otherwise violate the provisions of these rules.

4-150.105(3)(b) – changed to read:

"...identifying the fact that an insurance policy or annuity is being offered through the use of the full generic name of the product ~~such as but not limited to; e.g.,~~ whole life insurance policy, variable life insurance policy..."

4-150.106 Subsection (2) – changed to read:

"...which have multiple fund crediting rates established by the insurer shall also disclose..."

Subsection (5) – changed to read:

"Any depiction comparing the returns possible under a specific contract to alternative financial vehicles...illustrated for the annually taxable investment. This does not prohibit the use of generic comparisons of a tax deferred return to a non-tax deferred account if used in an institutional advertisement."

Subsection (6) – At the beginning of the first sentence, add the words, "For annuities with a rate declared by the insurer to be applied to any or all of an account value held within the contract".

Paragraph (7)(d) – Deleted the words, "printed and".

4-150.114(1)(c) – changed to read:

"An advertisement shall not use a trade name, any insurance group designation, name of the parent company of the insurer, name of a particular division of the insurer, name of any reinsurer, service mark, slogan, symbol or other device which would be have the capacity or tendency to misleading mislead or deceive as to the true identity of the actual insurer or create the false impression that the parent company or reinsurer would have any responsibility for the financial obligation of the insurer Insurance Company."

4-150.119 – Law Implemented – Added 626.9561.

4-150.202 Subsection (2) is changed to read:

~~(2)(a) Every small employer carrier shall establish and maintain a system of control over the content, form, and method of dissemination of all of its health benefit plan marketing communications.~~

~~(b) All health benefit plan marketing communications, regardless of by whom written, created, designed, or presented, shall be the responsibility of the small employer carrier(s) benefiting directly or indirectly from their dissemination. The small employer carrier shall be responsible for marketing communications that are published in violation of written procedures or guidelines of the small employer carrier.~~

(3) renumbered (2).

Specific Authority – Deleted 627.6699(12).

4-150.203 Subsection (9) – changed to read:

(9)(a) "Invitation to Inquire" means a marketing communication that:

1. Has as its objective the creation of a desire to inquire further about a health benefit plan;

2. Is limited to a brief description of coverage that shall include only:

~~a. A~~ a brief description of the loss for which benefits are payable;

~~b. The but may contain the~~ dollar amount of benefits payable; ~~and/or~~

~~c. The~~ the period of time during which benefits are payable. ~~An invitation to inquire shall not refer to premium cost; and~~

3. Contains a provision in the following or substantially similar form: "This plan has (exclusions) (limitations) (terms under which the plan may be continued in force or discontinued). For costs and complete details of the coverage call (or write) your insurance agent or company (carrier)." (whichever is applicable)

(b) An invitation to inquire shall not:

1. Employ devices that are designed to create undue anxiety;

2. Exaggerate the value of the benefits available under the marketed health benefit plan; ~~or~~

3. Refer to premium cost; or

~~4.3.~~ Otherwise violate these rules or the Insurance Code.

Specific Authority – Deleted 627.6699(12).

4-150.205 – Specific Authority: Deleted 627.6699(12).

4-150.213(1)(c) – changed to read:

"A marketing communication shall not use a trade name, any insurance group designation, name of the parent company of the small employer carrier, name of a particular division of the small employer carrier, name of any reinsurer or any other party, service mark, slogan, symbol or other device which would be have the capacity and tendency to misleading mislead or deceive as to the true identity of the small employer carrier

or create the false impression that the parent company or reinsurer or any other party would have any responsibility for the financial obligation of the small employer carrier.”

Specific Authority – Deleted 627.6699(12).
 4-150.215 – Specific Authority – Deleted 627.6699(12).
 4-150.216 – Specific Authority – Deleted 627.6699(12).
 4-150.217 – Specific Authority – Deleted 627.6699(12); Law Implemented – deleted 627.6699(9)(d)4., added 626.9561.
 4-150.218 – Specific Authority – Deleted 627.6699(12); Law Implemented – deleted 627.6699(9)(d)4.; added 626.9561.
 The remainder of the rules read as previously published.

DEPARTMENT OF INSURANCE

RULE NO.: RULE TITLE:
 4-154.520 Agent Commissions

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. 24, No. 49, December 4, 1998, of the Florida Administrative Weekly. These changes are being made to address concerns expressed at the public hearing.

The rule has been changed to read:

4-154.520 Agent Commissions.

(1) The Department finds that many small group carriers have established commission schedules which reduce agent commission percentages as the size of the group becomes smaller. The Department finds that this practice operates to limit the availability of health insurance to small employers in contravention of the fair marketing provisions of Section 627.6699(13), Florida Statutes.

(2) In light of the Legislature’s delegation of authority to the Department to establish regulations setting forth additional standards to provide for the fair marketing and broad availability of health benefit plans to small employers in this state, agent commission schedules based directly or indirectly on the size of the small group, in which the commission percentage is reduced as the size of the group becomes smaller, are prohibited, unless the small group carrier first demonstrates to the Department that such a commission schedule does not adversely affect the fair marketing and broad availability of health benefit plans to small employers in this state.

Specific Authority 624.308(1), 627.6699(13)(i),(16) FS. Law Implemented 624.307(1), 627.6699 FS. History–New

DEPARTMENT OF INSURANCE

RULE NO.: RULE TITLE:
 4-211.006 Change of Licensure Category

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule(s), as noticed in Vol. 24, No. 47, November 20, 1998, in the Florida Administrative Weekly, have been withdrawn.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NOS.:	RULE TITLES:
5B-60.001	Definitions
5B-60.003	Plant Pest Declaration
5B-60.004	Citrus Budwood Protection Procedure Manual and Graft – Transmissible Diseases of Citrus: Handbook for Detection and Diagnosis
5B-60.005	Citrus Budwood Technical Advisory Committee
5B-60.006	Citrus Nursery Stock Propagation and Planting
5B-60.007	Parent Trees
5B-60.009	Scion Trees
5B-60.010	Increase Trees
5B-60.011	Validated Trees
5B-60.012	Source Tree Registration Certificate
5B-60.015	Fees
5B-60.016	Exemptions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules, as noticed in Vol. 24, No. 19, May 8, 1998, Florida Administrative Weekly, has been withdrawn.

PUBLIC SERVICE COMMISSION

DOCKET NO.: 981101-EI
 RULE NO.: RULE TITLE:
 25-6.093 Information to Customers

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. 24, No. 46, November 13, 1998 and Vol. 24, No. 48, November 25, 1998, issues of the Florida Administrative Weekly:

25-6.093 Information to Customers.

(1) through (3)(c) No change.

(d) By bill insert, or as a message on the customer bill, on a quarterly basis using the utility's normal billing cycle, each utility shall provide its customers the sources of generation for the most recent 12-months period available prior to the billing cycle. The sources of generation shall be stated by fuel type for utility generation and as "purchased power" for off-system purchases. The sources of generation are to be set forth as kilowatt-hour percentages of the total utility generation and purchased power.

(4) No change.

Specific Authority 366.05(1), 350.127(2) FS. Law Implemented 366.03, 366.04(1), 366.04(2)(f), 366.04(6), 366.05(1), 366.05(3), 366.06(1) FS. History--Amended 7-29-69, 11-26-80, 6-28-82, 10-15-84, Formerly 25-6.93, Amended.

PUBLIC SERVICE COMMISSION

DOCKET NO.: 980561-W5

RULE NOS.:

RULE TITLES:

25-30.420

Establishment of Price Index, Adjustment of Rates; Requirement of Bond; Filings after Adjustment; Notice to Customer

25-30.425

Pass Through Rate Adjustment

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. 24, No. 24, June 12, 1998, issue of the Florida Administrative Weekly:

25-30.420 Establishment of Price Index, Adjustment of Rates; Requirement of Bond; Filings After Adjustment; Notice to Customers.

(1) The Commission shall, on or before March 31 of each year, establish a price increase or decrease index as required by section 367.081(4)(a), F.S. The Division of Records and Reporting shall mail each regulated water and wastewater utility a copy of the proposed agency action order establishing the index for the year and a copy of the application. Form PSC/WAW 15 (/), entitled "Index Application", is incorporated into this rule by reference and may be obtained from the Commission's Division of Water and Wastewater. Applications for the newly established price index will be accepted from April 1 of the year the index is established through March 31 of the following year.

(a) No change.

(b) In establishing the price index, the Commission will consider cost statistics compiled by government agencies or bodies, cost data supplied by utility companies or other interested parties, and applicable wage and price guidelines, ~~or other relevant available data.~~

(2) No change.

(3) ~~If t~~The Commission, upon its own motion, ~~may~~ implements an increase or decrease in the rates of a utility based upon the application of the index established pursuant to subsection (1) and as authorized by section 367.081(4)(a), F.S., ~~t~~The Commission will ~~may~~ require a utility to file ~~any~~ of the information required in subsection (2).

(4) No change.

~~(5) After a rate adjustment pursuant to this rule, the Commission may require a utility to file with it such information required in Rule 25-30.436, F.A.C., that is necessary to determine whether the utility has exceeded its last authorized rate of return.~~

~~(5)(6)~~ Prior to the time a customer begins consumption at the rates established by application of the index, the utility shall notify each customer of the increase or decrease authorized and explain the reasons therefore.

~~(6)(7)~~ No utility shall file a notice of intention pursuant to this rule unless the utility has on file with the Commission an annual report as required by Rule 25-30.110(3), F.A.C., for the test year specified in the order establishing the index for the year.

~~(7)(8)~~ No utility shall implement a rate increase pursuant to this rule within one year of the official date that it filed a rate proceeding, unless the rate proceeding has been completed or terminated.

Specific Authority 350.127(2), 367.081(4)(a), 367.121(1)(c), 367.121(1)(f) FS. Law Implemented 367.081(4), 367.121(1)(c), 367.121(1)(g) FS. History--New 4-5-81, Amended 9-16-82, Formerly 25-10.185, Amended 11-10-86, 6-5-91.

25-30.425 Pass Through Rate Adjustment.

The verified notice to the Commission of an adjustment of rates under the provisions of section 367.081(4)(b), F.S., shall be made in the following manner:

(1) through (4) No change.

(5) In addition to (1), (2), (3), and (4) above, the utility shall also file:

(a) through (e) No change.

(f) The rate of return on equity that the utility is affirming it will not exceed pursuant to section 367.081(4)(c), F.S.; and

(g) No change.

(6) The amount authorized for pass through rate adjustments shall not exceed the actual cost incurred and shall not exceed the incremental increase or decrease for the 12-month period. Foregone pass through decreases shall not be used to adjust a pass through increase below the actual cost incurred.

(7) through (8) No change.

(9) The utility shall file an original and five copies of the verified notice and supporting documents with the Division of Water and Wastewater. The rates shall become effective 45 days after the official date of filing. ~~The official date of filing is the date the utility files a verified notice of adjustment of rates and supporting documents that satisfy the minimum filing requirements of this rule. The Director of the Division of Water and Wastewater determines whether the filing satisfies the minimum requirements. The official date of filing for the verified notice to the Commission of adjustment in rates shall be at least 45 days before the new rates are implemented.~~

Specific Authority 350.127(2), 367.121(1)(c), 367.121(1)(f) FS. Law Implemented 367.081(4), 367.121(1)(c), 367.121(1)(g) FS. History—New 6-10-75, Amended 4-5-79, 4-5-81, 10-21-82, Formerly 25-10.179, Amended 11-10-86, 6-5-91,_____.

REGIONAL TRANSPORTATION AUTHORITIES

Central Florida Regional Transportation Authority

RULE NO.: RULE TITLE:
30B-9.004 Fares for Intergovernmental Services

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 24, No. 46, November 13, 1998, Florida Administrative Weekly has been withdrawn.

REGIONAL TRANSPORTATION AUTHORITIES

Central Florida Regional Transportation Authority

RULE NO.: RULE TITLE:
30B-9.005 Fares for Intergovernmental Services

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WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE CHAPTER NOS.: RULE CHAPTER TITLES:

- 40B-3.011 Policy and Purpose
- 40B-3.021 Definitions
- 40B-3.032 Delegation
- 40B-3.035 Publications and Agreements
 Incorporated by Reference
- 40B-3.037 Water Well Contractor Licensing
- 40B-3.038 Violations of Licensing
 Requirements
- 40B-3.039 Penalties
- 40B-3.0391 Enforcement
- 40B-3.040 Scope of Part I
- 40B-3.041 Permits Required
- 40B-3.051 Exemptions
- 40B-3.0511 Variances
- 40B-3.101 Content of Application
- 40B-3.201 Permit Fees
- 40B-3.301 Conditions for Issuance of Permits
- 40B-3.321 Duration of Permits
- 40B-3.341 Suspension and Revocation of
 Permits
- 40B-3.411 Completion Report
- 40B-3.451 Emergency Authorization
- 40B-3.461 Inspection
- 40B-3.492 Violations of Permits
- 40B-3.500 Scope of Part II
- 40B-3.502 Construction Methods
- 40B-3.504 Location
- 40B-3.507 Casing and Liner Pipe Standards
- 40B-3.512 Well Construction Requirements
- 40B-3.517 Grouting and Sealing
- 40B-3.521 Well Seals
- 40B-3.525 Explosives
- 40B-3.531 Abandoned Well Plugging
- 40B-3.902 Forms and Instructions

NOTICE OF CHANGE

Notice is hereby given that proposed Rule 40B-3, F.A.C., published in the Florida Administrative Weekly, Vol. 24, No. 52, on December 24, 1998, has been changed to reflect comments received from the Joint Administrative Procedures Committee.

When changed, Rule 40B-3, F.A.C., shall read as follows:

40B-3.011 Policy and Purpose.

(1) The purpose of Chapter 40B-3, Florida Administrative Code (F.A.C.), is to implement the duties and responsibilities of the Suwannee River Water Management District (District) under Part III, Chapter 373, Florida Statutes (F.S.), and those responsibilities and duties delegated to the Suwannee River Water Management District by the Department of Environmental Protection Regulation relative to regulating water ~~the location, construction, repair, or abandonment of~~ wells and ~~the~~ licensing of water well contractors. It is the policy of the Governing Board that these rules are a reasonable necessity to insure the protection and management of water resources and the health, safety, and general welfare of the people of this District.

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

~~(3) Additional district rules relating to well construction are found in Chapter 40B-1, Florida Administrative Code, General and Procedural, 40B-2, Florida Administrative Code, Permitting of Water Use, and 40B-5, Florida Administrative Code, Permitting of Artificial Recharge — Cooperative Review of Underground Injection Control Projects.~~

~~(3)(4) Rules relating to water well contractor licensing and minimum standards are found in Chapter 62-531, F.A.C. Florida Administrative Code, Rules of the Department of Environmental Protection Regulation Governing Water Well Contractors in Florida.~~

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.103(1), 373.306, 373.308, 373.309, 373.313, 373.314, 373.316, 373.323(2), 373.326, 373.329, 373.333, 373.342 FS. History—New 1-31-83, Amended 7-1-85, 8-15-89, _____.

40B-3.021 Definitions.

When used in this chapter:

(1) “Abandon” means to plug a well by filling from bottom to top with neat cement grout.

(2) “Abandoned artesian well” means any well as defined in subsection 373.203(1), F.S. Florida Statutes.

(3) “Abandoned water well” or “abandoned well” means any well which has been abandoned, that does not meet current well construction standards or is in such a state of disrepair that it could have an adverse impact on the water resource.

(4) through (6) No change.

(7) “Contractor” means any person licensed by the Department or a Water Management District, in accordance with Chapter 62-531, F.A.C. Florida Administrative Code, and engaged in the business of construction, repair, or abandonment of wells.

(8) “Department” means the Department of Environmental Protection Regulation or its successor agency or agencies.

(9) No change.

(10) “DOH” ~~“DHS”~~ means the Department of Health ~~and Rehabilitative Services~~ or its successor agency or agencies.

(11) “District” means the Suwannee River Water Management District operating under the authority of Chapter 373, F.S. Florida Statutes.

(12) No change.

(13) “Governing Board” or “Bboard” means the Governing Board of the District.

(14) “Neat cement grout” or “grout” means a mixture of water and Portland cement (American Concrete Institute type I, American Concrete Institute type II, Class H, American Concrete Institute type III, or any other types of cement approved by the District), and may include bentonite (not to exceed five pounds per 94-pound sack of cement), calcium chloride (not to exceed three pounds per 94-pound sack of cement) or retarder (not to exceed one pound per 94-pound sack of cement), or other additives approved by the District to reduce permeability or shrinkage, increase fluidity, adjust slurry weight, and/or control set time.

(15) “Inspection port” means any opening in the well seal not less than one quarter (1/4) inch in diameter through which unobstructed access to the inside of the casing can be obtained for measuring water levels and other uses. Inspection ports shall be threaded openings temporarily sealed with a removable watertight plug.

(16) through (17) No change.

(18) “Public ~~water~~ supply well” means a well constructed for the purpose of supplying water to a public water system.

(19) “Public ~~water~~ supply system” means a system for the provision to the public of piped water for human consumption.

(20) through (21) No change.

(22) “Water use permit” means a permit issued under Chapter 40B-2, F.A.C. Florida Administrative Code.

(23) “Water well” means a well as defined in subsection 373.303(7), F.S. Florida Statutes.

(24) through (25) No change.

(26) “Well completion report” means ~~the~~ Well Completion Form 40B-3-3 supplied by the District completed and signed by the person constructing the well in accordance with this chapter.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.019, 373.106, 373.303, 373.306 FS. History—New 4-15-81, Amended 9-15-81, 1-31-83, 7-1-85, 8-15-89, _____.

40B-3.032 Delegation.

The authority for general administration of Part I of Chapter 40B-3, F.A.C. Florida Administrative Code, is delegated to the Executive Director of the District. It is the policy of the Board that in making this delegation the Executive Director may designate specific staff members to carry out various tasks, but that overall supervision and responsibility shall rest

with the ~~E~~xecutive ~~D~~irector. The ~~E~~xecutive ~~D~~irector is expressly authorized to issue permits under this chapter as provided in ~~s~~ection 373.342(1), ~~F.S. Florida Statutes~~.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.308, 373.309(2), 373.342 FS. History--New 7-1-85, ~~Amended~~.

40B-3.035 Publications and Agreements Incorporated by Reference.

The ~~G~~overning ~~B~~oard hereby ~~adopts~~ ~~incorporates~~ by reference ~~the following document~~:

(1) Memorandum of Understanding between the Suwannee River Water Management District and the Department of Environmental ~~Protection Regulation as set forth in Rule 40B-1.106(2), Florida Administrative Code,~~ concerning procedures for handling:

- (a) public ~~water~~ supply well construction;
- (b) No change.
- (c) applications for projects ~~using~~ ~~utilizing~~ land disposal of treated waste water.

(2) Chapter 62-532, F.A.C., which establishes the minimum standards for the location, construction, repair, and abandonment of water wells.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.046, 373.308, 373.309 FS. History--New 7-1-85, ~~Amended~~.

40B-3.037 Water Well Contractor Licensing.

Chapter 62-531, ~~F.A.C. Florida Administrative Code,~~ which requires the licensing of water well contractors and includes the ~~W~~ater ~~W~~ell ~~C~~ontractor ~~D~~isciplinary ~~G~~uidelines and ~~P~~rocedures ~~M~~anual, effective September 1992, is hereby adopted by reference and made part of this rule. The licensing program shall be administered and enforced by the ~~D~~istrict under the authority delegated to it by the ~~D~~epartment.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.046, 373.308, 373.309, 373.323 FS. History--New 7-1-85, Amended 8-15-89, _____.

40B-3.038 Violations of Licensing Requirements.

(1) Actions, omissions, or conduct by any contractor licensed by this ~~D~~istrict which ~~are~~ ~~may be~~ considered as violations for the purposes of Chapter 62-531, ~~F.A.C. Florida Administrative Code,~~ shall include, but are not limited to, the following:

- (a) No change.
- (b) Failure to notify the ~~D~~istrict within 15 days of any change in official address.

(2) Actions which ~~shall~~ ~~may~~ be taken by the ~~D~~istrict upon determination that a violation has occurred are outlined in section Rule 40B-1.134, F.A.C. Florida Administrative Code.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.323, 373.326, 373.333, 373.336 FS. History--New 7-1-85, Amended 8-15-89, _____.

40B-3.039 Penalties.

Penalties for violation of this chapter shall be as provided by Chapter 373, ~~F.S. Florida Statutes,~~ including but not limited to ~~s~~ections 373.129, and 373.336, ~~F.S. Florida Statutes.~~

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.129, 373.308, 373.309, 373.336 FS. History--New 7-1-85, ~~Amended~~.

40B-3.0391 Enforcement.

Enforcement shall be as referenced in section Rule 40B-1.134, F.A.C., Florida Administrative Code.

Specific Authority 373.044, 373.119, 373.129, 373.136, 373.171, 373.309, 373.333 FS. Law Implemented 373.119, 373.129, 373.306, 373.313, 373.333, 373.336 FS. History--New 7-1-85, ~~Amended~~.

40B-3.040 Scope of Part I.

The rules in this part relate to the permitting requirements applicable to the construction, repair, or abandonment of wells. Unless expressly exempt by statute or this rule, all wells must be permitted prior to construction, repair, or abandonment, and must be constructed, repaired, or abandoned by a licensed water well contractor. Persons who desire to construct their own wells two inches or less in diameter for those private uses outlined in ~~s~~ection 373.326, ~~F.S. Florida Statutes,~~ may apply and be issued permits for well construction without a water well contractor's license.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.303, 373.308, 373.309, 373.316, 373.326, 373.342 FS. History--New 7-1-85, ~~Amended~~.

40B-3.041 Permits Required.

Unless expressly exempted by law or District rule, a permit must be obtained from the District prior to the construction, repair, or abandonment of any well within the District. Applications for permits required by this rule shall be considered under the general permit procedures of section 28.107, F.A.C., s. 40B-1.703(1)(e) and, if in a delineated area established by the ~~Florida Department of Environmental Protection~~ as defined in ~~subsection- 62-524.200(2), F.A.C.,~~ and as incorporated in section- 62-524.430, F.A.C., the applicant must also meet the requirements of Chapter 62-524, ~~F.A.C. Florida Administrative Code.~~

Specific Authority 373.044, 373.113, 373.136, 373.171, 373.308, 373.309, 373.333 FS. Law Implemented 373.103, 373.309, 373.313, 373.316, 373.308, 373.309 FS. History--New 4-15-81, Amended 9-15-81, 1-31-83, 1-11-84, 7-1-85, 6-16-88, 8-20-95, _____.

40B-3.051 Exemptions.

The following wells are exempt from the requirements of section Rule 40B-3.041:

- (1) The wells described in ~~Section 373.316, F.S. Florida Statutes;~~ and
- (2) A well constructed solely for the purpose of a test hole, as defined in ~~subsection Rule 40B-3.021(21)(22), F.A.C.~~
- (3) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.303, 373.308, 373.309, 373.313, 373.316, 373.326 FS. History—New 4-15-81, Amended 1-31-83, 7-1-85,_____.

40B-3.0511 Variances.

Variances shall be granted in accordance with section 120.542, F.S., and section 28-104, F.A.C.

~~(1) The board finds that compliance with all the requirements of Part I may result in an undue hardship for the construction, repair, or abandonment of certain wells.~~

~~(2) Any affected person may request an exemption from any or all of these rules for an individual well by making written request which must include those specific requirements for which an exemption is requested, any alternate or substitute methods or conditions considered appropriate, and reasons why the exemption is considered necessary.~~

~~(3) The district shall may grant the exemption by way of a variance if the proposal is in accordance with accepted public health and sanitary engineering principles and practices and will not adversely affect the water resource. The variance shall be the minimum necessary to improve ameliorate the hardship.~~

~~(4) Oral variance requests from the contractors will be received and oral decisions rendered by the district when, in the opinion of the district, an emergency situation exists and warrants such verbal request and decision. Approved oral variances must be detailed and submitted in writing by the applicant to the district along with an application form within ten days of the verbal approval.~~

~~(5) Upon issuance of a variance, the district may impose such special conditions as may be necessary to protect the intent and purpose of Part III, Chapter 373, F.S. Florida Statutes, and this chapter.~~

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.303, 373.308, 373.309, 373.313, 373.316, 373.326 FS. History—New 7-1-85, Amended _____.

40B-3.101 Content of Application.

- (1) No change.
- (2) Applications for permits required by this chapter shall be filed with the District. The application shall contain:
 - (a) through (h) No change.
 - (i) The contractor's ~~and~~ or owner's agreement to comply with all District rules ~~and regulations~~; and
 - (j) ~~The owner agrees to district access to the well.~~
- (3) The submittal of a permit application shall constitute the owner's permission to the District for the purpose of gaining access to the property for inspection of the well site.

(4) The required fee pursuant to section 40B-3.201, F.A.C., Rule 40B-1.706 shall be submitted with the permit application.

~~(5)(4)~~ The applicant shall provide with the application a site plan to scale of the property identified in (2)(h) above, which includes any existing or proposed improvements, and clearly identifies the proposed well location. If the proposed well location is within a floodprone area of the Suwannee River system defined as the 100-year floodplain of the Suwannee, Alapaha, Withlacoochee, Santa Fe, and Aucilla Ichetucknee Rivers as depicted on official Flood Hazard Boundary Maps or Flood Insurance Rate Maps issued by the Federal Emergency Management Agency for each county and community, the site plan shall include the land surface elevation at the proposed well location and the site plan and elevation(s) shall be certified by a Professional ~~Land~~ Surveyor and Mapper, registered in Florida under Chapter 472, F.S. Florida Statutes. If the proposed well location is not within a floodprone area of the Suwannee River system defined as the 100-year floodplain of the Suwannee, Alapaha, Withlacoochee, Santa Fe, and Aucilla Ichetucknee Rivers as described above, the applicant may include a copy of the appropriate recent aerial photograph with property boundaries available from the offices of the respective County Property Appraiser, or copy of a plat or other survey, annotated to show all improvements and proposed well location in order to satisfy the requirements of this rule.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 17-101.040(12)(a)4. FAC; 373.308, 373.309, 373.313, 373.326, 373.342, 403.0877 FS. History—New 7-1-85, Amended 8-15-89, 4-4-91,_____.

40B-3.201 Permit Fees.

(1) Section 373.109, F.S., authorizes the Governing Board to establish a schedule of fees for filing applications for permits required by District rules. The schedule of fees is listed in TABLE 1 SCHEDULE OF WATER WELL PERMIT FEES. Fees shall be due at the time of filing an application. Unless otherwise specified by District rule, the date of filing shall be considered to be the date received by the District. Fees are nonrefundable. Failure of any person to pay the fees established herein is grounds for the denial of a permit application or revocation of a permit.

(2) Upon delegation of the administration of a permitting program from the Department to the District, the fees for such permits established by Department rule shall be collected by the District pursuant to section 373.109, F.S.

(3) Any portion of the fees enumerated in this rule in excess of \$100 shall be waived for any city or county government upon receipt of a certification from such city or county of hardship required in section 218.075, F.S. Any such certification shall be presumed to be valid for the entire fiscal year of the city or county during which certification is made, unless the certification clearly indicates a duration to the contrary.

(4) Fees for permits to construct or repair wells required by this chapter shall be as listed ~~below, in s. 40B-1.706~~ and shall apply to each well constructed or repaired. No fee shall be required for a permit to abandon a well.

(5) Fees regarding water use permits shall be in accordance with Chapter 40B-2, F.A.C.

TABLE 1 SCHEDULE OF WATER WELL PERMIT FEES

<u>Water Well Contractor Licenses per Rule 40B-3.037</u>	<u>\$150</u>
<u>Renewal</u>	<u>\$50</u>
<u>Re-issuance of Inactive License</u>	<u>\$125</u>
<u>Public Water Supply Wells per Rule 40B-3.041</u>	<u>\$275</u>
<u>Modification or Renewal</u>	<u>\$140</u>
<u>Transfer</u>	<u>\$10</u>
<u>Well Construction Permits in Delineated Areas per Rule 62-524, F.A.C., of rules of Florida Department of Environmental Protection</u>	
<u>Public Supply Wells</u>	<u>\$500</u>
<u>Private Supply Wells</u>	<u>\$275</u>
<u>Modification or Renewal</u>	<u>\$140</u>
<u>Transfer</u>	<u>\$10</u>
<u>All other wells falling under 40B-3.041</u>	<u>\$40</u>
<u>Modification or Renewal</u>	<u>\$10</u>
<u>Transfer</u>	<u>\$10</u>
<u>Class V Air Conditioning or Heating Return Wells per Rule 62-28.130(1)(e)1.a., F.A.C., of rules of Florida Department of Environmental Protection as adopted by reference in Rule 40B-5.011</u>	<u>\$40</u>
<u>Modification or Renewal</u>	<u>\$10</u>
<u>Transfer</u>	<u>\$10</u>

Specific Authority 373.044, 373.113, 373.171, ~~373.109, 373.118~~ FS. Law Implemented 373.109, 373.308, 373.309, 373.313, ~~218.075~~ FS. History—New 4-15-81, Amended 9-15-81, 1-31-83, 7-1-85, 6-16-88,_____.

40B-3.301 Conditions for Issuance of Permits.

(1) In order to obtain a permit under this chapter, an applicant must submit a permit application as specified in section Rule 40B-3.101, F.A.C.

(2) The permit application fee shall accompany the original application according to the fee schedule provided in section Rule 40B-3.201, F.A.C.

(3) An applicant must certify that:

(a) No change.

(b) the applicant or owner has applied for a water use permit under Chapter 40B-2, F.A.C., if applicable; and

(c) No change.

(4) The application must be complete and meet the requirements of Chapter 373, F.S. Florida Statutes, and this chapter.

(5) No change.

(6) The District may impose upon any permit issued under this chapter such limiting conditions as are necessary to insure that the well construction will not represent a hazard to the water resources.

(7) through (8) No change.

Specific Authority 373.044, 373.113, 373.171, 373.308, 373.309, 373.136, 373.333 FS. Law Implemented 373.103, 373.306, 373.308, 373.309, 373.313, 373.333, 373.342 FS. History—New 4-15-81, Amended 9-15-81, 1-31-83, 7-1-85, 8-20-95,_____.

40B-3.321 Duration of Permits.

(1) No change.

(2) Construction, repair, modification, or abandonment of a well shall not commence or continue after the expiration of a permit.

(3) No change.

(4) Public ~~water~~ supply well permits shall be extended for a period of not more than one year from the date of issuance, in increments of 90 days per written request for permit extension, provided the requirements of subsection (3) above have been met. Extensions pursuant to subsection (3) or (4) will be covered under the original permit fee, with no additional fee required.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.308, 373.309, 373.313, 373.326 FS. History—New 7-1-85, Amended 1-3-96,_____.

40B-3.341 Suspension and Revocation of Permits.

The District ~~shall may~~ suspend or revoke a permit to construct, repair, or abandon a well by written notices to the permittee under any of the following circumstances:

(1) through (2) No change.

(3) ~~V~~Disregard or violation of any provisions of these rules ~~and regulations~~ or Part III of Chapter 373, F.S. Florida Statutes; or

(4) If construction, repair, or abandonment of the well as permitted would be harmful to the water resources.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.103, 373.306, 373.308, 373.309, 373.313, 373.342 FS. History—New 4-15-81, Amended 9-15-81, 1-31-83, 7-1-85,_____.

40B-3.411 Completion Report.

(1) Well completion reports are required for the construction, repair, or abandonment of all wells. Well completion reports shall be filed with the District within 30 days of the well completion.

(2) The water well contractor shall keep or cause to be kept ~~by a registered driller~~ in his employ an accurate log of all construction, repair, or abandonment activities. Such logs shall be available for inspection at the site during all times when work is in progress.

(3) No change.

(4) The District ~~shall may~~ also require that samples be taken during construction and furnished to the District with the completion report if construction is to be in certain areas of

known surface or groundwater contamination. If samples are required, the District shall provide containers and instructions.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.308, 373.309, 373.313, 373.326, 373.342 FS. History—New 4-15-81, Amended 1-31-83, 7-1-85, _____.

40B-3.451 Emergency Authorization.

(1) Emergency permits may be issued by the Executive Director or his designee when one of the following conditions exists ~~that justifies the issuance~~:

- (a) an existing well supplying a particular use has failed and must be immediately replaced or repaired;
- (b) the health, safety, or general welfare of the people of this District would be jeopardized without such authorization;
- (c) through (d) No change.

(2) No change.

(3) The applicant for an emergency permit shall submit the application and fee in accordance with sections Rule 40B-3.101 and 40B-3.201, F.A.C., and any other requested information within ten days after making oral application.

(4) Section Rule 40B-3.411, F.A.C., and Part II of this chapter shall apply to all construction performed under an emergency permit unless the rules are waived by the Executive Director or his designee in conformance with section 120.542, F.S.

Specific Authority 373.044, 373.171 FS. Law Implemented 373.308, 373.309, 373.313, 373.326, 373.342 FS. History—New 4-15-81, Amended 1-31-83, 7-1-85, _____.

40B-3.461 Inspection.

(1) The Department or the District is authorized to inspect any well, including those wells permitted under section Rule 40B-3.041, F.A.C., within its jurisdiction as it deems necessary to insure conformity with applicable standards. Such inspection may include, but not be limited to, geophysical logging, water level measurements, or other methods. Duly authorized representatives of the Department or the District may, upon proper identification and at reasonable times, enter upon and shall be given access to any premises for the purpose of such inspection.

(2) If, upon the basis of such inspection, the District finds the standards of Part II have not been met, the District shall may give the contractor and owner, if applicable, a written notice stating which rules have been violated and shall may order that necessary corrective action be taken within a reasonable length of time to be prescribed in such order.

(3) A site inspection shall may be conducted by an authorized representative of the District prior to issuing a permit for construction of a public water supply well.

(4) The District shall be notified at least 24 hours in advance of placement of grout in any public water supply well. A District representative may be on site to observe the grouting. If the District is properly notified and a

representative is not at the site at the appointed time, the grouting shall may be accomplished in the representative's his absence.

(5) If, upon basis of an inspection, the District finds any well is a potential hazard to the water resources, the well shall be plugged in accordance with Part II.

Specific Authority 373.044, 373.171 FS. Law Implemented 373.103, 373.308, 373.309, 373.319, FS. History—New 4-15-81, Amended 9-15-81, 1-31-83, 7-1-85, _____.

40B-3.492 Violations of Permits.

(1) Actions, omissions, or conduct which are may be considered as violations for the purposes of Part II shall include, but are not limited to, the following:

(a) Failure to obtain a permit where required under section Rule 40B-3.041, F.A.C.

(b) through (e) No change.

(f) Failure to notify the District 24 hours prior to the grouting of the annular space of any public supply well.

(2) Actions which may be taken by District staff upon determination that a violation has occurred are outlined in Chapter 40B-1, F.A.C.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.308, 373.309, 373.342 FS. History—New 7-1-85, Amended _____.

40B-3.500 Scope of Part II.

The rules in this part relate to the standards and criteria for the construction, repair, and abandonment of wells. All wells within the District, unless specifically exempted under section Rule 40B-3.051, F.A.C., must comply with these standards.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.308, 373.309, 373.313 FS. History—New 7-1-85, Amended _____.

40B-3.502 Construction Methods.

Wells must be so constructed, cased, grouted, plugged, capped, or sealed as to prevent uncontrolled surface flow, uncontrolled movement of water from one aquifer or zone to another, contamination of groundwater or surfacewater resources, or other adverse impacts. The foregoing shall apply to all construction, repair, or abandonment of wells in the District, except for public water supply wells which shall be constructed, repaired, or abandoned in accordance with Chapter 62-550, F.A.C. Florida Administrative Code.

Specific Authority 373.044, 373.171, 373.309 FS. Law Implemented 373.113, 373.306, 373.308, 373.309 FS. History—New 7-1-85, Amended _____.

40B-3.504 Location.

Wells shall be located so as not to pose a threat of contamination to the water resource. Minimum spacing between wells and surface waters or sanitary hazards such as septic tanks, drainfields, or cesspools shall be as specified by Section 381.272, F.S. Florida Statutes, and the respective rules of the Department or DOH DHRS. Wells shall not be located on lands below the 100-year flood elevation of the Suwannee River system defined as the 100-year floodplain of the

Suwannee, Alapaha, Withlacoochee, Santa Fe, and Aucilla ~~lehetueknee~~ Rivers when an alternative to such location exists on the property.

Specific Authority 373.044, 373.309, 373.171 FS. Law Implemented 17-101.040(12)(a)4., FAC; 373.306, 373.308, 373.309, 373.113 FS. History—New 7-1-85, Amended 4-4-91,_____.

40B-3.507 Casing and Liner Pipe Standards.

Casing and liner pipe standards shall be in conformance with Chapter 62-532, F.A.C.

~~(1) Well casing and liner pipe shall be new or shall be pipe or casing in like new condition. Such casing or pipe shall not be used unless free from leaks, breaks, corrosion, and dents; is straight and true; and is not out of round. Welded or seamless black or galvanized steel pipe or casing, or stainless steel pipe or casing, or approved types of nonmetallic pipe shall be used for well or liner pipe. All well casing shall conform to one of the following standards: A120-81, (ASTM) A53-81A, (ASTM) A589-81A, or (API) 5L-3/80. Well casing that conforms to any of the aforementioned ASTM or API standards must also conform to (ANSI) B 36.10-79~~

~~(2) For well casing or liner pipe installed by driving, the casing or pipe shall not butt together inside threaded couplings unless the joint is electrically welded so as to be completely watertight. A drive shoe is required for use on casing or pipe installed by driving unless exempted by the district.~~

~~(3) Well casing installed by driving shall not have less than the dimensions and weights specified in Table 1, unless otherwise approved by the district.~~

TABLE 1

MINIMUM NOMINAL DIMENSIONS AND WEIGHTS FOR BLACK OR GALVANIZED STEEL CASING OR LINER PIPE INSTALLED BY DRIVING

Nominal Size (in.)	Outside Diameter (in.)	Wall Thickness (in.)	Plain End Weight (lb./ft.)
Less than 2 — Schedule 40			
2	2.375	0.154	3.65
3	3.500	0.216	7.58
3.5	4.000	0.226	9.11
4	4.500	0.188	8.62
5	5.563	0.250	14.62
6	6.625	0.250	18.97
8	8.625	0.250	24.70
10	10.750	0.279	31.20
12	12.750	0.330	43.77
14-30	0.375 (standard wall, Schedule 40)		
Greater than 30	0.500 (standard wall, Schedule 40)		

~~(4) Black or galvanized steel casing or liner pipe set into place without driving shall not have less than the dimensions and weights specified in Table 2.~~

TABLE 2

MINIMUM NOMINAL DIMENSIONS AND WEIGHTS FOR BLACK OR GALVANIZED STEEL CASING OR LINER PIPE SET INTO PLACE WITHOUT DRIVING

Nominal Size (in.)	Outside Diameter (in.)	Wall Thickness (in.)	Plain End Weight (lb./ft.)
2 or less — Schedule 40			
3	3.500	0.125	4.51
3.5	4.000	0.134	5.53
4	4.500	0.142	6.61
5	5.500	0.154	8.79
5.5	6.000	0.164	10.22
6	6.625	0.185	12.72
8	8.625	0.188	16.90
10-16		0.250	
Greater than 16		0.375	

~~(5) Polyvinyl Chloride (PVC) pipe may be used for well casing or liner pipe. Any PVC pipe used to construct a water well shall have been marked by the manufacturer, under a method specified by the National Sanitation Foundation, Ann Arbor, Michigan, as suitable for use in potable water systems. Any PVC pipe used for well construction or repair shall have a working pressure rating of not less than 200 p.s.i. at 730 F, or shall be ASA Schedule 40. Other nonmetallic pipe may be approved by the district.~~

~~(6) Steel casing and liner pipe may be joined in a watertight manner by threaded couplings or by electrical welding methods. PVC pipe shall be joined by heat welding, solvent bonding, or threaded couplings which shall meet the strength requirements of the casing as specified in (5) above.~~

~~(7) Nonmetallic and stainless steel well casing or liner pipe shall not be installed or seated by driving unless prior approval is obtained from the district.~~

Specific Authority 373.044, 373.309, 373.171 FS. Law Implemented 373.306, 373.308, 373.309, 373.113 FS. History—New 7-1-85, Amended _____.

40B-3.512 Well Construction Requirements.

(1) No change.

(2) For wells which penetrate multiple aquifers or zones, the well shall be completed so as to prevent cross-contamination of different aquifers or zones if significantly different water quality exists between these aquifers or zones, and to prevent leakage of water from one aquifer or zone to another aquifer or zone.

(3) No change.

(4) For wells obtaining water from consolidated aquifers, a continuous casing shall extend from land surface into the top of the producing aquifer, provided however, that the bottom end of the well casing must extend to or below the static water level of the aquifer intended to supply the water to the well unless

~~prior permission is obtained from the district.~~ In addition, all caving zones below the uppermost consolidated unit shall be cased.

Specific Authority 373.044, 373.309, 373.171 FS. Law Implemented 373.306, 373.308, 373.309, 373.113 FS. History--New 7-1-85, Amended.

40B-3.517 Grouting and Sealing.

Wells shall be grouted and sealed to protect the water resource from degradation caused by movement of waters along the well annulus either from the surface to the aquifer or between aquifers, and to prevent loss of artesian pressure in artesian aquifers. All wells shall be constructed and sealed using a method which insures that an open or unnaturally permeable annular space does not remain when a well is completed. All wells that are constructed in a manner which creates an annular space between the casing and the naturally occurring geologic formations will be grouted and sealed in accordance with the methodologies listed in this section.

(1) In order to prevent possible migration of surface waters down the annulus any well located on lands below the 100-year flood elevation of the Suwannee River system defined as the 100-year floodplain of the Suwannee, Alapaha, Withlacoochee, Santa Fe, and Aucilla Ichetucknee Rivers shall have a minimum six-inch thickness of grout to a depth of two feet below natural land surface and be in accordance with the methodologies listed in this section.

(2) through (7) No change.

(8) Grouting and sealing of water wells shall be accomplished in the following manner unless otherwise granted a variance by the District in accordance with section 120.542, F.S.

(a) Composition of neat cement grout shall consist of 5.5 to 6.0 gallons of water per cubic foot or 94-pound sack of Portland cement, or a mixture of 6.5 gallons of water per sack of Portland cement, with three to five pounds of Bentonite not to exceed 5% by weight.

(b) through (d) No change.

(9) Other approved methods and materials may be used if deemed by District staff to be reasonable, and assurance is given for resource protection prior permission is obtained from the district.

(10) No change.

Specific Authority 373.044, 373.171, 373.309 FS. Law Implemented 17-101.040(12)(a)4., FAC; 373.306, 373.308, 373.309, 373.113 FS. History--New 7-1-85, Amended 4-4-91, 10-16-94, _____.

40B-3.521 Well Seals.

(1) Temporary Well Seals. Whenever there is a temporary interruption in work on the well during construction, repair, or abandonment, the well opening shall be sealed with a substantial watertight cover. Except for those areas of the

District designated by the District with the concurrence of the Department, any well in which pumping equipment is installed seasonally or periodically shall, whenever pumping equipment is not installed, be capped with a watertight cap or valve.

(2) Permanent Well Seals. Wells located on ground subject to flooding shall be properly sealed to prevent the movement of contaminants and surface water into the well. The upper end of the well casing shall include a watertight seal with any vent above the 100-year flood level of the Suwannee River system defined as the 100-year floodplain of the Suwannee, Alapaha, Withlacoochee, Santa Fe, and Aucilla Ichetucknee Rivers. Pumping equipment and any necessary pipe or electrical connections shall be so installed as to prevent inadvertent introduction of surface waters or contaminants into the well. Pumping equipment and any necessary piping or electrical connections installed within the casing shall be installed through a well seal in such a manner so as to assure that such connections are watertight and prevent the introduction of surface waters or contaminants into the well. An unobstructed inspection port equipped with a removable plug shall be provided and be accessible at the wellhead.

Specific Authority 373.044, 373.309, 373.171 FS. Law Implemented 17-101.040(12)(a)4., FAC; 373.306, 373.308, 373.309, 373.113 FS. History--New 7-1-85, Amended 4-4-91, _____.

40B-3.525 Explosives.

The use of explosives in well construction or development is prohibited unless specifically approved pursuant to Rule 40B-3.0511, F.A.C.

Specific Authority 373.044, 373.309, 373.171 FS. Law Implemented 373.306, 373.308, 373.309, 373.113 FS. History--New 7-1-85, Amended.

40B-3.531 Abandoned Well Plugging.

(1) All abandoned wells under Section 373.303(1), F.A.C. and abandoned artesian wells under Section 373.203(1), F.A.C. shall be plugged in accordance with paragraph (2) unless they can be repaired in the time specified by the District.

(2) All abandoned wells or abandoned artesian wells shall be plugged by filling them from bottom to top with grout within 72 hours of permit issuance a time specified by the district, unless otherwise provided in writing by the District. The plugging shall be to restore or improve the hydrologic conditions which existed before the well was constructed. The work shall be accomplished by a licensed water well contractor.

(3) A permit is required to abandon a well as in sections Rules 40B-3.041 and 40B-3.201(4), F.A.C.

Specific Authority 373.044, 373.309, 373.171 FS. Law Implemented 373.306, 373.308, 373.309, 373.113 FS. History--New 7-1-85, Amended.

40B-3.902 Forms and Instructions.

The District maintains forms that are available upon request for permitting of water wells. All District forms pertaining to water wells may be obtained at District Headquarters or requested by mail or telephone, and are hereby incorporated by reference as follows:

(1) 40B-3-1 State of Florida Permit Application to Construct, Repair, Modify, or Abandon a Well, December 1995;

(2) 40B-3-3 Well Completion Report, December 1995;

(3) 40B-3-4 Application for a State Water Well Contractor's License, November 1998;

(4) 40B-3-5 Application for Renewal of a Water Well Contractor's License, February 1999; and

(5) 40B-3-6 Permit Reassignment Request Form, November 1998.

Specific Authority 373 FS. Law Implemented 120.54(14), 120.53 FS. History--New _____.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.:	RULE TITLE:
40C-4.091	Publications Incorporated by Reference

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in the proposed rule which was published in the Florida Administratively Weekly on December 24, 1998, Vol. 24, No. 52, in accordance with subparagraph 120.54(3)(d)1., F.S.

There was no change made to the rule section itself. The following are changes made in the Applicant's Handbook: Management and Storage of Surface Waters, which is incorporated by reference in 40C-4.091, F.A.C.

3.4.1(e)1. Routine custodial maintenance.

The maintenance exemptions in paragraphs 403.813(2)(f) and (g), F.S., allow only routine custodial maintenance having no more than a minimal adverse environmental impact. ~~The District's application of these maintenance exemptions is intended to comport with the interpretation of the Fifth District Court of Appeals in the case of Corporation of the President of the Church of Jesus Christ of Latter Day Saints v. St. Johns River Water Management District, 489 So. 2d 59 (Fla. 5th DCA 1986).~~

3.4.1(e)1. (2nd paragraph)

In order to be considered ~~exempt~~ routine custodial maintenance, ~~the maintenance must have that has~~ no more than a minimal adverse impact on the environment, ~~the maintenance and must have occurred~~ on a frequent enough basis to ensure that the system continues to

function as originally designed. The District recognizes that a partial loss of function will occur over a period of time prior to routine custodial maintenance. However, should a system be allowed to deteriorate over a period of time to the extent that it no longer functions, then restoring the system to its original design is not exempt from the requirements to obtain a permit. A system is considered to no longer function when it no longer fulfills its originally intended purpose or the repairs needed to restore the system to original design are so extensive that they would cause more than a minimal adverse environmental impact. Examples of originally intended purposes of systems include:

- (a) dikes – preventing flooding to enable specific agricultural, urban or recreational land uses;
- (b) No change.
- (c) drainage ditches – draining lands to enable specific agricultural land use such as agriculture, residential, commercial or recreational land use;
- (d) No change.
- (e) canals – conveying water for flood control or draining lands to enable specific land uses or navigational uses; and
- (f) channels – specific navigational uses.

3.4.1(e)1. (3rd paragraph)

The only instance when repair of a non-functioning system would be routine custodial maintenance is when the system has lost functionality due to a sudden event such as a large storm. In such a case the repair must be conducted as soon as practicable after the damage occurs, but in no case later than June 1 of the next calendar year. This serves to ensure a continuity of function during the wet season, which generally occurs between June and October in the District. If the June 1 deadline would result in a substantial hardship or would violate principles of fairness, the maintenance entity may seek a variance from the requirement pursuant to section 120.542, F.S.

3.4.1(e)2.

- a. No change.
- b. ~~Prior to initiating maintenance pursuant to 403.813(2)(f) or (g), F.S., the maintenance entity must know the original design specifications or configuration for the system.~~ The entity claiming the maintenance exemption bears the burden of

establishing that its activity qualifies for the exemption, including that the maintenance will not extend the system beyond its original design specifications or configuration. However, there is no requirement for the maintenance entity to provide advance notice to the District that they are planning on performing maintenance that qualifies for the exemptions in paragraphs 403.813(2)(f) or (g), F.S., except for the 30 day notice required for the maintenance dredging of previously dredged portions of natural water bodies.

3.4.1(e)2.b. (2nd paragraph)

Maintenance entities are encouraged to notify the District of proposed maintenance and to discuss its planned scope and extent with the District. Maintenance entities may also request confirmation from the District that they qualify for an exemption. In the event that the planned activity does not qualify for an exemption, such consultation should help to ~~will~~ avoid enforcement action by the District.

3.4.1(e)3.i.

the term "natural water bodies" as used in paragraph 403.813(2)(f), F.S., means those surface water bodies extending waterward from the boundary established pursuant to the methodology in chapter 62-340, F.A.C., except for those waters that were created solely due to acts of man, such as borrow pits, ditches, canals and artificial impoundments, located in areas that were uplands prior to construction.

3.4.1(e)4.

The following limitation or conditions also apply to the exemption in paragraph 403.813(2)(g), F.S., for the maintenance of existing insect control structures, dikes, and irrigation and drainage ditches:

- a. No change.
- b. For insect control structures, if the agency named in section 403.813(2)(g), F.S., Department of Agriculture and Consumer Services determines that the cost of spoil disposal is so excessive that it will inhibit proposed insect control, then existing spoil sites or dikes may be used upon notification to the Department of Environmental Protection or the District. In such cases,

turbidity control devices shall be used when the receiving water body is a potable water supply, is designated as shellfish harvesting waters, or functions as a habitat for commercially or recreationally important shellfish or finfish.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Funeral Directors and Embalmers

RULE NO.: 61G8-24.044
RULE TITLE: Operating Procedures
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. 25, No. 5, February 5, 1999, issue of the Florida Administrative Weekly. The changes are in response to comments received at a Board meeting held February 8-9, in Panama City, Florida.

The rule shall now read as follows:

61G8-24.044 Operating Procedures.

(1) Centralized embalming facilities shall establish a system of identification of human remains received for embalming. This system shall be designed to track the identity of the remains from time of receipt until delivery of the remains to a licensed establishment.

(2) A system for identification of human remains shall not include identification by a legally authorized person unless the legally authorized person is accompanied by a funeral director.

(3) Identification of human remains by a legally authorized person shall take place in a private area dedicated for such a purpose.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Currie, Executive Director, Board of Funeral Directors and Embalmers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0754

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: 64B2-10.0055
RULE TITLE: Notice to the Department of Mailing Address and Place of Practice of Licensee

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. 24, No. 37, September 11, 1998, issue of the Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Chiropractic/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

The text of the rule shall now read as follows:

(1) Each licensee shall provide by mail written notification to the Department of the licensee's current mailing address and place of practice. The term "place of practice" means the primary physical location where the chiropractor practices the profession of chiropractic.

(2) Each licensee shall provide by mail written notification to the Department of a change of address within 30 days.

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: 64B2-12.009 RULE TITLE: Initial Certification in Acupuncture Licensure Fee
 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. 24, No. 37, September 11, 1998, issue of the Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Chiropractic/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

The rule title shall now read as stated above.

Subsection (1) shall now read as follows:

Any person who is certified for initial licensure shall pay the licensure fee required by Rule 64B2-12.005(2).

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: 64B12-15.003 RULE TITLE: Standards for Continuing Professional Education
 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. 24, No. 47, November 20, 1998, issue of the Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Opticianry/MQA, 2020 Capital Circle, S. E., Bin #C08, Tallahassee, Florida 32399-3258

Subsection (4) of the rule shall be deleted in its entirety.

Subsections (5) through (8) of the rule shall be renumbered as subsections (4) through (7).

Subsection (4)(e) shall now read as follows:

a statement of the manner in which the program will ensure that the teacher-student ratio is appropriate for the program's objective and context, thereby allowing appropriate teacher-student interaction;

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.: 65A-1.301 RULE TITLE: Citizenship
 NOTICE OF CHANGE

Notice is hereby given that changes are being made to the rule identified above as published in Vol. 24, No. 52, Florida Administrative Weekly, on December 24, 1998. These changes are the result of written comments made by staff of Florida Legal Services, Incorporated, in a letter dated December 24, 1998.

The specific changes are as follows:

In the single sentence of paragraph 65A-1.301(1), prior to the words, "the Balanced Budget Act of 1997", insert, "P.L. 105-33". In the same sentence, following "P.L. 105-185" and prior to the existing semi-colon, insert, "the Agricultural Research, Extension, and Education Reform Act of 1998; P.L. 105-306, the Noncitizen Benefit Clarification and Other Technical Amendments Act of 1998".

In the first sentence of paragraph 65A-1.301(2), remove the strikethrough of the word "all". In the second sentence of the same paragraph, add an "s" to the word "Entitlement" and delete the word "~~System~~". In the third sentence of the same paragraph, following the word "provides", insert, "either an alien number or". Following the third sentence in the same paragraph insert two new sentences as follows: "When the alien provides neither an alien number nor an INS document to indicate their status, the alien must contact the INS to obtain documentation or verification of alien status. The department will assist in this effort if requested to do so." Following the fourth sentence in the same paragraph insert a new sentence as follows: "Verification of an eligible immigration status through SAVE is acceptable documentation of the individual's eligible status for all programs." In the sixth sentence of the same paragraph, following the word "manually", insert, "(i.e., secondary verification)". In the seventh sentence of the same paragraph, following the word "secondary", insert, "(i.e., manual)".

In the first sentence of paragraph 65A-1.301(3), after the word "disability", delete the words, "~~who can provide an alien number~~", and, following the second instance of the acronym "INS", insert "secondary or manual". In the second sentence of the same paragraph, after the phrase "lack of transportation", insert, "inability to travel to or attend appointments due to a medical condition".

Section IV Emergency Rules

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE:

Licensure Examination Pursuant to Section

458.3115, Florida Statutes

RULE NO.:

64B8ER99-1

SPECIFIC REASON FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Department, in conjunction with the University of South Florida, has recently developed an examination for certain foreign licensed physicians seeking licensure pursuant to section 458.3115, F.S. Said examination is scheduled to be administered by the Department for the first time in late March, 1999. Failure to promulgate a rule will hinder those foreign licensed physicians from seeking a restricted license pursuant to the avenue available to them under section 458.3115, F.S.

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES: The Department has been in the process of developing the examination in conjunction with the University of South Florida for restricted licensure pursuant to section 458.3115, F.S. The examination is scheduled to be administered in March. Although the Board has undertaken rule development for a rule pursuant to this statutory provision, the content of the examination, relative assigned weighting, and required passing score, have only recently been addressed by the Department. As a result, the Board could not promulgate a rule prior to this time. This emergency rule will ensure that the statutory requirements setting forth passing scores and the weight of each area tested in the examination are addressed for those electing to take the examination.

SUMMARY OF THE RULE: The proposed rule sets forth examination information with regard to passing scores, relative weights, content, etc., for the examination administered pursuant to section 458.3115, F.S.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Tanya Williams, Executive Director, Board of Medicine, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE EMERGENCY RULE IS:

64B8ER99-1 Licensure Examination Pursuant to Section 458.3115, Florida Statutes.

For the purpose of seeking licensure pursuant to section 458.3115, Florida Statutes, the Board of Medicine interprets the phrase "successful completion of the licensure examination" as requiring a passing score of no less than 75 on each part of the FLEX or a scaled score of 350 on the

equivalent parts of the Department-developed examination (FMLE) within the time frame set forth in section 458.3115, F.S.

(1) The "Florida Medical Licensure Examination" (FMLE) shall be administered by the Department and the examination consists of two parts. An applicant who chooses to take the licensure examination is required to pass both parts of the examination in order to receive a restricted license to practice medicine in the state.

(2) The FMLE examination consists of the following parts:

(a) Part I – a general written examination containing approximately 400 equally weighted questions which is intended to measure knowledge and understanding of basic and clinical science principles and mechanisms underlying diseases and modes of therapy.

(b) Part II – a written examination containing approximately 400 equally weighted questions that is intended to assess the clinical knowledge and cognitive abilities required of a physician assuming general delivery of medical care to patients.

(3) The minimum passing score for Part I, the general written examination will be a scaled score of 350. The minimum passing score for Part II, assessing clinical knowledge, will be a scaled score of 350.

(4) The questions in Part I, the general written examination, may be drawn from the entire range of medical science content, including the following subject areas:

(a) Basic Sciences – 25% of Part I of the examination. The percent distributions shown below are approximate percentages.

- | | |
|--|------|
| 1. General Principles | 10% |
| 2. Hematopoietic and Lymphoreticular Systems | 1.5% |
| 3. Central and Peripheral Nervous Systems | 1.5% |
| 4. Skin and Related Connective Tissue | 1.5% |
| 5. Musculoskeletal System | 1.5% |
| 6. Respiratory System | 1.5% |
| 7. Cardiovascular System | 1.5% |
| 8. Gastrointestinal System | 1.5% |
| 9. Renal/Urinary System | 1.5% |
| 10. Reproductive System | 1.5% |
| 11. Endocrine System | 1.5% |

(b) Disease Processes – 75% of Part I of the Examination. The percent distributions shown below are approximate percentages.

- | | |
|---|----|
| 1. General Principles | 5% |
| 2. Infectious and Parasitic Diseases | 6% |
| 3. Diseases of the Blood and Blood-Forming Organs | 4% |
| 4. Psychiatric Disorders | 3% |
| 5. Diseases of the Nervous System | 5% |
| 6. Cardiovascular Disorders | 6% |

<u>7. Diseases of the Respiratory System</u>	<u>6%</u>
<u>8. Nutritional and Digestive Disorders</u>	<u>5%</u>
<u>9. Gynecologic Disorders</u>	<u>6%</u>
<u>10. Renal, Urinary, and Male Reproductive Systems</u>	<u>5%</u>
<u>11. Diseases of Pregnancy, Childbirth and Puerperium</u>	<u>6%</u>
<u>12. Disorders of the Skin and Subcutaneous Tissues</u>	<u>3%</u>
<u>13. Diseases of the Musculoskeletal System and Connective Tissue</u>	<u>5%</u>
<u>14. Endocrine and Metabolic Disorders</u>	<u>5%</u>
<u>15. Disorders of the Eyes and Ears</u>	<u>2%</u>
<u>16. Immune Disorders</u>	<u>3%</u>

(5) The questions in Part II, assessing clinical knowledge may be drawn from the entire range of physician behaviors, and involve normal function or pathophysiology of the following systems which are shown with approximate percentage distributions:

<u>(a) Cardiovascular</u>	<u>15%</u>
<u>(b) Gastrointestinal</u>	<u>15%</u>
<u>(c) Neurologic</u>	<u>9%</u>
<u>(d) Psychologic/Interpersona</u>	<u>6%</u>
<u>(e) Reproductive</u>	<u>7%</u>
<u>(f) Respiratory</u>	<u>15%</u>
<u>(g) Musculoskeletal/Dermatologic</u>	<u>12%</u>
<u>(h) Endocrine/Metabolic</u>	<u>13%</u>
<u>(i) Ophthalmologic/Otolaryncologic or Special Senses</u>	<u>3%</u>
<u>(j) Hematologic</u>	<u>5%</u>

(6) For each system listed in paragraph (5) above, the questions in Part II will cover the following clinical contexts:

- (a) well-care/preventive medicine;
- (b) acute, circumscribed problems;
- (c) ill-defined presentations or problems;
- (d) chronic or progressive illness;
- (e) emergency conditions, critical care; and
- (f) behavioral/emotional problems.

(7) For each system listed in paragraph (5) above, questions will cover the following physician behaviors:

- (a) data gathering;
- (b) diagnosis;
- (c) treatment;
- (d) prevention; and

(e) applying scientific concepts in each content area.

(8) Applicants may use a combination of FLEX and FMLE scores to establish successful completion of both parts of the licensure examination (e.g., FLEX, Part I with a score of 75 and FMLE, Part II, with a scaled score of 350.)

Specific Authority 455.574(1)(b), 458.3115(4) FS, Law Implemented 458.3115 FS, History—New 2-16-99.

THIS RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: February 16, 1999

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Department of Community Affairs has received a Petition for Waiver or Variance dated February 4, 1999 from the Town of Jupiter. This petition requests a variance/waiver from Rule 9G-19.008(7), Fla. Admin. Code, which states in pertinent part: "Applications submitted shall be executed by the chief elected official or the chairman of the governing board unless this authority has been delegated to the chief executive officer or other governmental official."

A copy of the Petition, which has been assigned the number DCA99-WAI-034, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Department of Community Affairs has received a Petition for Waiver or Variance dated February 4, 1999 from the Town of Jupiter. This petition requests a variance/waiver from Rule 9G-19.008(7), Fla. Admin. Code, which states in pertinent part: "Applications submitted shall be executed by the chief elected official or the chairman of the governing board unless this authority has been delegated to the chief executive officer or other governmental official."

A copy of the Petition, which has been assigned the number DCA99-WAI-043, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Department of Community Affairs has received a Petition for Waiver or Variance dated February 4, 1999 from the Town of Jupiter. This petition requests a variance/waiver from Rule 9G-19.008(7), Fla. Admin. Code, which states in pertinent part: "Applications submitted shall be executed by the chief elected official or the chairman of the governing board unless this authority has been delegated to the chief executive officer or other governmental official."

A copy of the Petition, which has been assigned the number DCA99-WAI-044, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that Peoples Telephone Company, Inc.'s petition for waiver of Rule 25-24.515(8), Florida Administrative Code, filed August 19, 1998, in Docket No. 981043-TC was approved on January 21, 1999. The rule requires that all pay telephone stations allow incoming calls to be received. The petition was approved on the basis that the underlying statute would be achieved by other means and application of the rule would create substantial hardship.

A copy of the order can be obtained from: Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, (850)413-6770.

NOTICE IS HEREBY GIVEN that on February 9, 1999, the Florida Public Service Commission received a petition from Peoples Telephone Company, Inc. d/b/a PTC (Docket No. 990155-TC), seeking waiver of Rule 25-24.515(8), Florida Administrative Code. The petition is a request for an exemption from the rule which requires that all pay telephone stations allow incoming calls to be received. The location of the pay telephone station is as follows: Atlantic Gardens Apartments, 3952 Atlantic Blvd., Jacksonville, FL 32207. Comments on this Petition should be filed with the Commission's Division of Records and Reporting, Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0863, within 14 days of publication of this notice.

A copy of the Petition may be obtained from: Division of Records and Reporting, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0850, or by calling (850)413-6770.

For additional information, contact: John Miller, Division of Legal Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6230.

NOTICE IS HEREBY GIVEN that on February 9, 1999, the Florida Public Service Commission received a petition from Peoples Telephone Company, Inc. d/b/a PTC (Docket No. 990154-TC), seeking waiver of Rule 25-24.515(8), Florida Administrative Code. The petition is a request for an exemption from the rule which requires that all pay telephone stations allow incoming calls to be received. The location of the pay telephone station is as follows: Kwik Stop #940, 200 S. W. Davie Blvd., Ft. Lauderdale, FL 33315. Comments on this Petition should be filed with the Commission's Division of Records and Reporting, Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0863, within 14 days of publication of this notice.

A copy of the Petition may be obtained from: Division of Records and Reporting, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0850, or by calling (850)413-6770.

For additional information, contact: John Miller, Division of Legal Services, at 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6230.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that the Department of Environmental Protection has received a petition pursuant to section 120.542, Florida Statutes, from Kenneth and Patricia Meiring for a waiver from rule 62B-33.007(3)(c), Florida Administrative Code. The petitioners propose to make improvements to their existing single-family dwelling, five (5) feet of which is located seaward of the coastal construction control line. Because of the addition of a second story, the improvements constitute rebuilding; therefore, the proposed construction is not exempt from elevation and foundation requirements and must meet the requirements of Rule 62B-33.007(3)(c), F.A.C.

The petition for waiver is being processed and is available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at 5050 West Tennessee Street, Suite 161B, Tallahassee, Florida 32304. Any comments should be filed in writing with the Department at this address and should be submitted within 30 days of the date of this publication.

DEPARTMENT OF HEALTH

The Board of Occupational Therapy hereby gives notice that the petition from Daniel A. Marsiglia, seeking an emergency waiver or variance of Rule 64B11-5.001(3), Florida Administrative Code has been withdrawn.

The petitioner filed a petition on November 16, 1998, seeking an emergency waiver or variance of Rule 64B11-5.001(3) with respect to the requirement that a licensee may perform no more than six (6) hours of continuing education as home study

education per biennium. The petition for emergency waiver was published in Vol. 24, No. 48, Florida Administrative Weekly on November 25, 1998.

The Board discussed the petition at a duly noticed hearing on December 15, 1998, and the Petitioner withdrew his Emergency Petition for Variance and Waiver, and thus, the Board did not render a ruling on the Petition. A Notice of Withdrawal of Petition for Variance Or Waiver was issued and filed with the Clerk on January 5, 1999.

A copy of the Notice can be obtained from: Kaye Howerton, Executive Director, Board of Occupational Therapy, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255, or telephone (850)922-6596.

NOTICE IS HEREBY GIVEN that on January 27, 1999, the Florida Department of Health received a Petition from Mr. Tollyn Twitchell, Ower and Vice President of Pine Shores Investment Corporation, 6450 South Tamiami Trail in Sarasota, Florida. The Petition was for Waiver of Florida Administrative Rule 64E-15.004(5) and implementing Statutes 381.006(7) and (14), 381.0065, and 513.08. The Request for Waiver is for permanent relief until the property is rezoned. Florida Administrative Code Rule 64E-15.004(5) requires that mobile home parks with 5 or more recreational vehicle spaces provide a sanitary dump station. Comments on this Petition should be filed with Angela Hall, Agency Clerk, Department of Health, Office of the General Counsel, 2020 Capital Circle, S. E., Bin #A02, Tallahassee, Florida 32399-1703, within 14 days of the publication of this notice.

A copy of the Petition may be obtained from: Ken Widergren, Bureau of Facility Programs, Department of Health, 2020 Capital Circle, S. E., Bin #A08, Tallahassee, Florida 32399-1710, or by calling (850)487-0004.

NOTICE IS HEREBY GIVEN that on February 12, 1999, the Department of Health issued an Order and Notice disposing of a petition for waiver from Rule 64E-15.004(5), Florida Administrative Code, filed by William Korp, Esquire, on behalf of Windward Isle Homeowners, Inc. Rule 64E-15.004(5), Florida Administrative Code, addresses the requirements for the proper disposal of sewage by operators or permittees of mobile home parks, recreational vehicle parks, and recreational camps. The petition was filed with the Department on November 10, 1998, and noticed in Florida Administrative Weekly on December 11, 1998.

No comments from interested persons were received.

The Order, which is dated February 8, 1999, provides, in summary, that:

The Petitioner has satisfied all the requirements in the Petition. A sanitary dump station is not required, because the Petitioner has provided a means of disposal which will minimize the chance of creating a sanitary nuisance. Specifically, each space has a water and a sewer hook-up. Accordingly, the petition for

waiver has been GRANTED WITH THE STIPULATION that the rental agreements between the Petitioner and its occupants include a clause (delineated in the Order) that requires the occupant to remain connected to the sanitary outlet during the tenancy of the space. The Order is deemed valid while the property at issue is used as a recreational vehicle park.

A copy of the Order may be obtained from: Angela Hall, Agency Clerk, Department of Health, Office of the General Counsel, BIN A02, 2020 Capital Circle, S. E., Tallahassee, FL 32399-1703, (850)414-8012.

Section VI

Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

- State Board of Administration
- Department of Veterans' Affairs
- Information Resource Commission
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement
- Department of Revenue
- Department of Education
- Administration Commission

- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

DATE AND TIME: March 9, 1999, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

PURPOSE: Regular scheduled meeting of the Governor and Cabinet.

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215, F.S. and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Information Resource Commission will take action on matters duly presented on its agenda, which may include administrative procedures matters, adoption of rules, approval of agency plans for the use of information technology resources, adoption of policies for the use of such resources, and other matters under the commission's authority pursuant to law.

The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters duly presented on its agenda which may include such matters as mineral leases or sales, state or sovereign land leases, sales, exchanges, dedications, and easements, Conservation And Recreation Lands (CARL) and other land purchases; land planning matters and other matters within its authority. Additionally, the Board will take action on matters presented by the Marine Fisheries Commission as set forth in Sections 370.025, 370.026 and 370.027, F.S., and matters pertaining to the Office of Greenways Management, the Office responsible for the management of lands which formerly fell within the Cross Florida Barge Canal project corridor.

The Department of Environmental Protection, while not a Cabinet agency, will present for consideration on its agenda those matters required by law to be reviewed by the Governor and Cabinet and those pertaining to the siting of power plants, electric and natural gas transmission lines and hazardous waste facilities; coastal zone management consistency and standards adopted by the Environmental Regulation Commission.

A copy of any of the above agendas (when applicable) may be obtained by contacting each agency.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify the Governor's Cabinet Office at (850)488-5152.

The Governor and Cabinet will proceed through each agenda, item by item, in the order given above.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members, at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida. The purpose of this briefing is to review and gather information regarding each agenda to be considered by the Governor and Cabinet.

DEPARTMENT OF STATE

The **Historical Museums Grants-in-Aid Advisory Committee** announces three public meetings to which all persons are invited.

DATES AND TIMES: Tuesday, March 9, 1999, 10:00 a.m.; Wednesday, March 10, 1999, 9:00 a.m.; Thursday, March 11, 1999, 9:00 a.m.

PLACE: Auditorium, 1st Floor, R. A. Gray Building, Tallahassee, Florida

PURPOSE: To review applications submitted to the Bureau of Historical Museums by December 15, 1998, for State grant assistance for historical museums projects, and to recommend priority ranking and funding levels for grant awards.

A copy of the agenda may be obtained by writing: Lea Ellen Thornton, Grants Manager, Department of State, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or call (850)487-1902.

Should any person wish to appeal any decision made with respect to the above referenced meeting, he or she may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

DEPARTMENT OF BANKING AND FINANCE

The **Department of Banking and Finance** announces the following breakfast meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 3, 1999, 7:30 a.m.

PLACE: The Capitol, Office of the State Treasurer, Conference Room, PL-11, Tallahassee, FL

PURPOSE: A collegial gathering of certain state government executive personnel for the purpose of becoming better acquainted.

For more information, please contact: Kristin Mullikin, Office of the Comptroller, The Capitol, PL-09, Tallahassee, Florida 32399, (850)410-9624.

The **Investment Fraud Restoration Financing Corporation** announces a public meeting of the Corporation to which all interested persons are invited.

DATE AND TIME: Monday, March 1, 1999, 3:30 a.m.

PLACE: The Capitol, PL-09, Tallahassee, Florida 32399

PURPOSE: To conduct the regular business of the corporation. A copy of the agenda may be obtained by contacting: Kristin P. Mullikin, The Capitol, PL-09, Tallahassee, Florida 32399, telephone (850)410-9624.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Kristin P. Mullikin, (850)410-9624, at least 5 calendar days prior to the meeting.

If any person decides to appeal any decision made by the corporation with respect to any matter considered at this meeting, she/he will need a record of the proceedings, and for such purpose she/he may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

The Florida **Board of Funeral and Cemetery Services** announces a public Board Meeting and all persons are invited to attend.

DATE AND TIME: March 18, 1999, 10:00 a.m. – 5:00 p.m.

PLACE: Embassy Suites – Orlando Airport, 5835 T. G. Lee Blvd., Orlando, FL 32822

PURPOSE: Regular Board Business

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

To obtain further information and to obtain a copy of the agenda contact: Gladys Hennen, Administrative Assistant II, Division of Finance, 101 East Gaines St., Fletcher Bldg., Room 649B, Tallahassee, FL 32399-0350, telephone number (850)410-9847, seven days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise Gladys Hennen, (850)410-9847, at least 48 hours before the meeting. If you are hearing or speech impaired, contact Gladys Hennen via the Florida Relay Service, 1(800)955-8771 (TDD), or 1(800)955-8770 (Voice), for assistance.

DEPARTMENT OF INSURANCE

The **Department of Insurance, Division of State Fire Marshal**, announces a public meeting to which all persons are invited.

DATES AND TIME: March 1, 1999; March 16, 1999, 1:00 p.m.

PLACE: Office of the State Fire Marshal, 3655 Maguire Blvd., Suite 101, Orlando, Florida, Telephone (407)897-2890

PURPOSE: To study, discuss and provide information for the full (TAC) on Fire Code and Building Code Coordination pertaining to egress requirements between the established fire codes and established building codes.

A copy of the agenda may be obtained by writing: Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, FL 32399-0342.

The **Department of Insurance, Division of State Fire Marshal**, announces a public meeting to which all persons are invited.

DATES AND TIME: March 3, 1999; March 5, 1999, 12:30 p.m.

PLACE: 200 W. College Avenue, 2nd Floor, Executive Board Room, Tallahassee, FL, Telephone (850)222-2070

PURPOSE: To study, discuss and provide information to the full TAC on Fire Code and Building Code conflicts other than those of egress.

A copy of the agenda may be obtained by writing: Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, FL 32399-0342.

The **Department of Insurance, Division of State Fire Marshal**, announces a public meeting to which all persons are invited.

DATES AND TIMES: March 9, 1999, 1:00 p.m.; March 10, 1999, 8:30 a.m.

PLACE: Sheraton Hotel, 630 Clearwater Park Road, West Palm Beach, FL, Telephone (561)833-1234

PURPOSE: Florida Fire Prevention Code TAC meeting.

A copy of the agenda may be obtained by writing: Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, FL 32399-0342.

The **Department of Insurance, Division of State Fire Marshal**, announces a public meeting to which all persons are invited.

DATE AND TIME: March 10, 1999, 1:30 p.m.

PLACE: Sheraton Hotel, 630 Clearwater Park Road, West Palm Beach, Florida, Telephone (561)833-1234 for reservations

PURPOSE: Florida Fire Code Advisory Council meeting.

A copy of the agenda may be obtained by writing: Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, FL 32399-0342.

The **Department of Insurance, Division of State Fire Marshal**, announces a public meeting to which all persons are invited.

DATE AND TIME: March 10, 1999, 1:30 p.m.

PLACE: Sheraton Hotel, 630 Clearwater Park Road, West Palm Beach, Florida, (561)833-1234

PURPOSE: Regular business meeting of the Florida Fire Safety Board.

A copy of the agenda may be obtained by writing: Division of State Fire Marshal, Bureau of Fire Prevention, Regulatory Licensing Section, 200 East Gaines Street, Tallahassee, Florida 32399-0342.

The **Department of Insurance, Division of State Fire Marshal**, announces a public meeting to which all persons are invited.

DATE AND TIME: March 22, 1999, 8:00 a.m. – 4:00 p.m.

PLACE: Sheraton Four Points Hotel Orlando International Airport, 3835 McCoy Road, Orlando, FL 32812, Telephone (407)859-2711

PURPOSE: Joint meeting of the Florida Building Commission's Building Fire TAC and the State Fire Marshal's Fire Code and Building Code Coordinating TAC. To discuss and provide recommendations to the Florida Building Commission and the State Fire Marshal's Fire Code Advisory Council for (1) correcting inconsistencies and correlating

changes to the Florida Building Code and the Florida Fire Prevention Code and Life Safety Code and (2) reconciling differences in proposed modifications and amendments to the above codes.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Fertilizer Materials Assessment Advisory Group, to which all persons are invited:

DATE AND TIME: April 1, 1999, 2:00 p.m. – 5:00 p.m.

PLACE: Florida Department of Agriculture and Consumer Services, AES Conference Room, 3125 Conner Boulevard, Bldg. #8, Tallahassee, Florida 32399-1650, Phone (850)488-9095

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Advisory Group.

A copy of the agenda may be obtained by contacting: Ms. Leigh Humphreys, Chairperson, Fertilizer Materials Assessment Advisory Group, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building #7, Tallahassee, Florida 32399-1650.

If special accommodations are needed to attend this meeting because of a disability, please contact Leigh Humphreys as soon as possible.

The **Department of Agriculture and Consumer Services** announces a meeting of the Florida Agriculture Center and Horse Park Authority.

DATE AND TIME: February 26, 1999, 10:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, The Capitol, Plaza Level 10, Tallahassee, Florida 32399

PURPOSE: Executive Committee Meeting

A copy of the agenda can be obtained by contacting: Stephen Monroe, Mayo Building, Room 431, Tallahassee, Florida 32399-0800 or by calling (850)488-4132.

If special accommodations are needed to attend this meeting because of a disability, please contact Stephen Monroe.

The **Department of Agriculture and Consumer Services** announces a meeting of the Immokalee State Farmers' Market Advisory Committee.

DATE AND TIME: March 4, 1999, 1:30 p.m.

PLACE: IFAS Center Conference Room, Hwy. 29, Immokalee, Florida

PURPOSE: To discuss and review operational procedures, maintenance and construction projects and to conduct other business as necessary.

A copy of the agenda can be obtained by contacting: Francis Horne, 541 East Tennessee Street, Tallahassee, Florida 32308, Phone (850)487-4322 or 291-1997 SunCom.

The **Department of Agriculture and Consumer Services** announces a meeting of the Florida Arabian Horse Advisory Council.

DATE AND TIME: March 6, 1999, 10:00 a.m.

PLACE: Tampa Bay Downs, Race Track Road, Oldsmar, Florida 34677

PURPOSE: General and Executive Committee Meeting.

For more information or a copy of the agenda, contact: Stephen Monroe, Mayo Building, Room 431, Tallahassee, Florida 32399-0800 or by calling (850)488-4132.

If special accommodations are needed to attend this meeting because of a disability, please contact Stephen Monroe.

DEPARTMENT OF EDUCATION

The State of Florida, **Education Practices Commission** announces a public hearing to which all persons are invited.

DATE AND TIME: Friday, March 12, 1999, 8:30 a.m. or as soon thereafter as can be heard

PLACE: The Sheraton Suites, Tampa Airport, 4400 West Cypress Street, Tampa, Florida 33607

PURPOSE: A Teacher and Administrator Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of teachers and administrators.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this hearing, he or she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Additional information may be obtained by writing: Education Practices Commission, Florida Education Center, 325 W. Gaines Street, Room 224-E, Tallahassee, Florida 32399-0400.

Any person requiring a special impairment accommodation should contact Kathleen M. Richard, (850)488-0547, at least five calendar days prior to the hearing. Persons who are hearing or speech impaired can contact the Commission using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The public is invited to a meeting of the Florida **Board of Regents**.

DATES AND TIME: March 11-12, 1999, 11:00 a.m.

PLACE: Grand Ballroom, Student Union Building, Florida A & M University, Tallahassee, Florida

PURPOSE: Approval of: Request to File Lawsuit Against The Max Group, Inc., USF; Donation of Eastside Clinic, UF; Purchase/Donation of Property Contiguous to the Main Campus of the University of West Florida from the J. H.

Baroco Foundation, Inc.; Easements for the State University System; Subcontract Agreement between the University of Central Florida and Brodart Company; Ratification of the 1999-2000 Supplement to the 1998-2001 Collective Bargaining Agreement between the Board of Regents and the United Faculty of Florida; Report on Honors Programs/Colleges; Report on Minority Participation in Legal Education; Consideration of: I-AA Football at Florida Atlantic University; Procedure for Naming University Colleges and Schools; Medical Education and Training in Florida; Revised 1999-2000 Legislative Request for the Alec P. Courtelis Facilities Enhancement Challenge Grant Program; Revised Request to Seek Legislative Approval to Sell Revenue Bonds to Finance Fixed Capital Outlay Projects, 1999-2000; Revised Request to Seek Legislative Approval to Design and Construct Facilities During 1999-2000 from Sources other than a Legislative Appropriation; Revised Request to Seek Legislative Approval to Construct Fixed Capital Outlay Projects During 1999-2000 through Direct Support Organizations; Follow-up from Prior Accountability/Audit Committee Meetings; Consideration of Conceptual Framework for Identifying and Reporting Audit Issues to the Board of Regents Accountability/Audit Committee; Naming Bill for the State University System, FGCU, FSU; and other matters pertaining to the State University System.

A copy of the agenda may be obtained by writing: Mary-Anne Bestebreurtje, Corporate Secretary, Florida Board of Regents, 325 West Gaines Street, Tallahassee, Florida 32399-1950.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Equal Opportunity Programs, (850)487-1896 (Voice), (850)921-2413 (TDD), at least 7 days in advance, so that their needs can be accommodated.

The Legislative Committee of the **State Board of Community Colleges**, Council of Presidents and Chairs of the Local Boards of Trustees announces the following conference calls to which all persons are invited.

DATE AND TIME: March 12, 1999, 2:00 p.m. – 3:30 p.m.

CALL IN NUMBER: (850)414-1711 or SunCom 994-1711

DATE AND TIME: March 19, 1999, 2:00 p.m. – 3:30 p.m.

CALL IN NUMBER: (850)414-1711 or SunCom 994-1711

DATE AND TIME: March 26, 1999, 2:00 p.m. – 3:30 p.m.

CALL IN NUMBER: (850)414-1711 or SunCom 994-1711

DATE AND TIME: April 2, 1999, 2:00 p.m. – 3:30 p.m.

CALL IN NUMBER: (850)921-5230 or SunCom 291-5230

DATE AND TIME: April 9, 1999, 2:00 p.m. – 3:30 p.m.

CALL IN NUMBER: (850)414-1711 or SunCom 994-1711

DATE AND TIME: April 16, 1999, 2:00 p.m. – 3:30 p.m.

CALL IN NUMBER: (850)921-5230 or SunCom 291-5230

DATE AND TIME: May 7, 1999, 2:00 p.m. – 3:30 p.m.

CALL IN NUMBER: (850)921-5230 or SunCom 291-5230

PLACE: Room 1414, Turlington Building, 325 West Gaines Street, Tallahassee, Florida

PURPOSE: Legislative updates on community college issues. If you need special services to attend the meeting or need additional information, write: Division of Community Colleges, Room 1314, Turlington Building, Tallahassee, Florida 32399-0400.

The **Gulf Coast Community College**, District Board of Trustees will hold its monthly meeting as follows. Contact person for the meeting is: Dr. Robert L. McSpadden, President.

DATE AND TIME: March 11, 1999, 10:00 a.m. (CST)

PLACE: Gardner Seminar Room

PURPOSE: Regular monthly meeting will include final approval of the 1999-2000 college catalog.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Florida Building Commission** announces the following meetings to which all persons are invited:

THE FLORIDA BUILDING COMMISSION, "the COMMISSION"

DATES AND TIMES: March 8, 1999, 8:00 a.m. – 5:30 p.m.; March 9, 1999, 8:00 a.m. – 4:00 p.m.; March 10, 1999, 8:00 a.m. – 3:00 p.m.

PLACE: Sheraton Hotel, 630 Clearwater Park Road, West Palm Beach, Florida, (561)833-1234

PURPOSE: Meeting of the Florida Building Commission; Discussion of the next stages of the Florida Building Code development; Meeting of Technical Advisory Committees (TACs) for the development of the Florida Building Code; Meeting of Task Groups for Development of Product Approval and Education Systems to Support the Florida Building Code Certification of Threshold Building Inspectors

March 8, 1999

1. Plenary Session of the Commission (Discussion of the next stages of the Florida Building Code development); Meetings of the Code Enforcement, Energy, Accessibility, Electrical and Plumbing/Gas Technical Advisory Committees, the Education and Product Approval Task Groups to consider Systems Designed and consider Code Modifications.

2. Consideration of Special Occupancy/Specialty Codes Tac Recommendation for adoption of Swimming Pool Codes.

3. Meeting of the Threshold Building Inspector Certification Committee.

March 9, 1999

1. Meetings of Special Occupancy/Speciality Code, Mechanical, Building Fire, and Plumbing/ Gas, Building Structural Technical Advisory Committees and Product Approval Task Group.

2. Commission Plenary Session to hear committee reports and take action on committee recommendations.

3. Consideration of Declaratory Statement regarding Jim Washington's request for interpretation of the Standard Building Code's criteria for increases in Height and Area when Fire Sprinkler systems are installed.

4. Public Comments

March 10, 1999

1. Meeting of the Building/Structural TAC

A copy of the Committee and Commission meeting agendas may be obtained by sending a request in writing: Jean Easom, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at these meetings because of a disability or physical impairment should contact Ms. Jean Easom, Department of Community Affairs, (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

NOTICE IS HEREBY GIVEN by the **Florida Building Commission** (the Commission) and the Department of Insurance of a joint meeting to which all persons are invited:

THE FLORIDA BUILDING COMMISSION'S BUILDING-FIRE TECHNICAL ADVISORY COMMITTEE (TAC) AND THE STATE FIRE MARSHAL'S FIRE CODE AND BUILDING CODE COORDINATION TAC

DATE AND TIME: March 22, 1999, 8:00 a.m. – 4:00 p.m.

PLACE: Sheraton Four Points Hotel, Orlando International Airport, 3835 McCoy Road, Orlando, FL 32812, (407)859-2711

PURPOSE: Joint meeting to discuss and provide recommendations to the Commission and the State Fire Marshal's Fire Code Advisory Council for: (1) correcting inconsistencies and correlating changes to the Florida Building Code and the Florida Fire Prevention Code and Life Safety Code; (2) reconciling differences in proposed modifications and amendments to the above codes. The Commission's Building-Fire TAC will continue to meet immediately following the joint session to address building code modifications and begin drafting preliminary recommendations to the Commission.

A copy of the TACs joint meeting agenda may be obtained by sending a request in writing to: David Ruschmann, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs,

2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436 or e-mail: david.ruschmann@dca.state.fl.us.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Mr. David Ruschmann, Department of Community Affairs, (850)487-1824, at least five calendar days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **Department of Community Affairs** announces a meeting of the Weatherization Assistance Program (WAP) Policy Advisory Council (PAC) to which all interested parties are invited. A public hearing on the 1999 Weatherization Assistance Program State Plan will be held on the same date and at the same location as the PAC meeting.

WAP PAC MEETING

DATE AND TIME: March 16, 1999, 9:30 a.m. – 12:00 noon
 PLACE: Florida Department of Community Affairs, 2555 Shumard Oak Boulevard, Conference Room 220N, Tallahassee, Florida 32399-2100

WAP PUBLIC HEARING

DATE AND TIME: March 16, 1999, 1:00 p.m. – 2:30 p.m.
 PLACE: Florida Department of Community Affairs, 2555 Shumard Oak Boulevard, Conference Room 220N, Tallahassee, Florida 32399-2100

ACTIONS TO BE TAKEN: The PAC will consider the following items: 1) Funding update; 2) A summary of 1998 program activities and 1999 projected activities; 3) Review 1999 WAP State Plan and input; 4) Election of PAC officers; If a person decides to appeal any decision of the Department of Community Affairs with respect to any matter considered at this public meeting or public hearing, he or she will need a record of the proceeding, and for such purposes he or she may need to ensure that a record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Anyone that wants a copy of the agenda or additional information on this meeting and hearing may write or call: Lena Price, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the WAP, (850)488-7541, at least five calendar days prior to the hearing. If you are hearing impaired, please contact the WAP, (850)488-7541, at least five calendar days prior to the hearing.

If you are hearing impaired, please contact the WAP using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

STATE BOARD OF ADMINISTRATION

NOTICE IS HEREBY GIVEN by the **State Board of Administration** of a public meeting of the Florida Commission on Hurricane Loss Projection Methodology to which all persons are invited.

DATE AND TIME: March 19, 1999, 9:00 a.m. – 4:00 p.m.

PLACE: Hyatt Hotel, Orlando Airport, Orlando, Florida

PURPOSE: This is a regular business meeting of the Commission which will include consideration of the review process for modeling companies, the standards, Commission research and other general business of the Commission. The period from 9:00 a.m. – 10:00 a.m. will include a new member orientation; the period from 10:00 a.m. – 4:00 p.m. will be the regular business meeting of the Commission.

Anyone wishing to receive a copy of the notice and the agenda by mail should contact Anne Bert at the address below to be placed on our mailing list.

A copy of the agenda may be obtained by writing: Anne Bert, State Board of Administration, P. O. Box 13300, Tallahassee, FL 32317-3300.

In compliance with the Americans with Disabilities Act, anyone needing special accommodation to attend the meeting is requested to call Anne Bert, (850)413-1349, five days prior to the meeting so that appropriate arrangements can be made.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 10, 1999, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blairstone Road, Bldg. C, Third Floor, Tallahassee, Florida

PURPOSE: Regularly Scheduled Meeting for all Parole, Conditional Release, Conditional Medical Release and Control Release Matters.

Any person who decides to appeal a decision of the Florida Parole Commission with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made. Chapter 80-150, Laws of Florida (1980). A copy of the Agenda may be obtained by writing: Florida Parole Commission, 2601 Blairstone Road, Building C, Tallahassee, Florida 32399-2450.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than five working days prior to the proceeding at the address given on the notice. Telephone (850)488-3417.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: March 16, 1999, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on this agenda for which a hearing has not been held will be allowed to address the Commission concerning those items when taken up for discussion at this conference.

A copy of the agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy (\$1.00 per copy, Rule 25-22.002, F.A.C.), by contacting: Division of Records and Reporting, (850)413-6770, or writing: Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870. The agenda and recommendations are also accessible on the PSC Homepage, at <http://www.scri.net/psc>, at no charge.

If a person decides to appeal any decisions made by the Commission with respect to any matter considered at this conference, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring some accommodation at this conference because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces its Internal Affairs Meeting for March 16, 1999, to which all interested persons are invited.

DATE AND TIME: March 16, 1999, Immediately following the Commission Conference which commences at 9:30 a.m. in Commission Hearing Room 148

PLACE: The Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

The Commission will take public comment regarding any undocketed matters of concern to the public at 12:00 noon.

PURPOSE: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the meeting. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

****THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.****

The Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 980918-TC – Application for certificate to provide pay telephone service by Florida Billsouth Telephone Company.

DATE AND TIME: March 17, 1999, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To permit parties to present testimony and exhibits relative to the application for certificate to provide pay telephone service by Florida Billsouth Telephone Company, and for such other purposes as the Commission may deem appropriate. At the hearing, all parties shall be given the opportunity to present testimony and other evidence on the issues identified by the parties at the prehearing conference held on March 5, 1999. All witnesses shall be subject to cross-examination at the conclusion of their testimony. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces a prehearing to be held in the following docket, to which all interested persons are invited.

Docket No. 990023-EM – Petition by City of Lakeland for determination of need for McIntosh Unit 5 and proposed conversion from simple to combined cycle.

DATE AND TIME: March 17, 1999, 1:30 p.m.

PLACE: Commission Hearing Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To consider 1) the simplification of the issues; 2) the identification of the positions of the parties on the issues; 3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; 4) the identification of the exhibits; 5) the establishment of an order of witnesses; 6) such other matters as may aid in the disposition of the action.

Any person requiring some accommodation at this prehearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the prehearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces a hearing to be held in the following dockets, to which all interested persons are invited.

Docket No. 981642-TP – Petition by Intermedia Communications, Inc. for arbitration with BellSouth Telecommunications, Inc. pursuant to the Telecommunications Act of 1996.

Docket No. 981745-TP – Petition by American Communications Services of Jacksonville, Inc. d/b/a e.spire Communications, Inc. for arbitration of unresolved issues in an interconnection agreement with BellSouth Telecommunications, Inc.

DATES AND TIME: March 18, 22, 23 and 24, 1999, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To permit parties to present testimony and exhibits relative to the petition by Intermedia Communications, Inc. for arbitration with BellSouth Telecommunications, Inc. pursuant to the Telecommunications Act of 1996, and petition by American Communications Services of Jacksonville, Inc. d/b/a e.spire Communications, Inc. for arbitration of unresolved issues in an interconnection agreement with BellSouth Telecommunications, Inc., and for such other purposes as the Commission may deem appropriate. At the hearing, all parties shall be given the opportunity to present testimony and other evidence on the issues identified by the parties at the prehearing conference held on March 8, 1999. All witnesses shall be subject to cross-examination at the conclusion of their testimony. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces two staff workshops concerning the following undocketed matter to which all persons are invited.

UNDOCKETED MATTER: Review of Regulated Utilities' Year 2000 Preparations and Readiness (Telecommunications)

DATE AND TIME: Friday, March 19, 1999, 9:30 a.m.

PLACE: Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: The March 19, 1999 workshop is intended to provide a forum for each facility-based local exchange company, alternative local exchange company and interexchange company to explain in detail how it is testing and making preparations to make its systems year 2000 compliant and to discuss each company's overall operational readiness for the year 2000.

DATE AND TIME: Wednesday, March 31, 1999, 1:00 p.m.

PLACE: Room 171, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: The March 31, 1999 workshop is reserved to hear further from those companies that fail to adequately address the issues described above at the March 19, 1999, workshop.

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces two staff workshops concerning the following undocketed matter to which all persons are invited.

UNDOCKETED MATTER: Review of Regulated Utilities' Year 2000 Preparations and Readiness (Electric and Gas)

DATE AND TIME: Friday, March 19, 1999, 9:30 a.m.

PURPOSE: The March 19, 1999 workshop is intended to provide a forum for each electric utility and investor-owned natural gas utility to explain in detail how it is testing and remediating both mainframe computers and microprocessors (embedded chips) to make them year 2000 compliant and to discuss each company's overall operational readiness for the year 2000.

DATE AND TIME: Wednesday, March 31, 1999, 1:00 p.m.

PLACE: Room 171, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: The March 31, 1999 workshop is reserved to hear further from those companies that fail to adequately address the issues described above at the March 19, 1999 workshop.

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

EXECUTIVE OFFICE OF THE GOVERNOR

An emergency teleconference meeting of the Office of the Governor, **Florida Black Business Investment Board** was held:

DATE AND TIME: January 27, 1999, 3:00 p.m.
 PLACE: Florida Black Business Investment Board, 1711 S. Gadsden Street, Tallahassee, FL
 PURPOSE: Micro Wages Sub-contractor Contract
 ACTION TAKEN: Board voted to proceed with the Micro Wages Loan Program, but wanted legal advice on proposed agreements and the required process for sub-contracting.

An emergency teleconference meeting of the Office of the Governor, **Florida Black Business Investment Board** was held:

DATE AND TIME: February 5, 1999, 2:00 p.m.
 PLACE: Florida Black Business Investment Board, 1711 S. Gadsden Street, Tallahassee, FL
 PURPOSE: Follow-up of legal advice of the Micro Wages Sub-contractor Contract.
 ACTION TAKEN: Board voted to utilize an acceptable expedited process in order to execute an agreement with a sub-contractor.

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces a meeting of the North Central Florida Economic Development Partnership to which all persons are invited.

DATE AND TIME: March 10, 1999, 12:00 noon
 PLACE: Holiday Inn Restaurant, I-75 and U.S. 90, Lake City, Florida
 PURPOSE: Address economic development issues in the eleven counties of the north central Florida region.
 A copy of the agenda may be obtained by writing: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653-1603.

Any person deciding to appeal any decision of the Task Force with respect to any matter considered at the meeting may need to ensure that a verbatim record of the proceedings is made.

The **Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 3, 1999, 9:30 a.m.
 PLACE: Highlands County, HRS Health Department, 7205 South George Boulevard, Sebring, Florida
 PURPOSE: Regular Monthly Meeting of the Council
 A copy of the agenda may be obtained by writing: Central Florida Regional Planning Council, P. O. Box 2089, Bartow, Florida 33831.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such persons will need a record of the proceeding. For such purpose, he may

need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

The **Central Florida Regional Planning Council** announces a public meeting of the Local Emergency Planning Committee (LEPC) to which all persons are invited.

DATE AND TIME: Wednesday, March 10, 1999, 10:00 a.m.
 PLACE: DeSoto County Administrative Bldg., Commissioners Meeting Rm., 201 East Oak Street, Arcadia, Florida
 PURPOSE: Regular Bi-monthly Meeting of the LEPC
 A copy of the agenda may be obtained by writing: Central Florida Regional Planning Council, P. O. Box 2089, Bartow, Florida 33831.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such persons will need a record of the proceeding. For such purpose, he may need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, March 8, 1999, 8:30 a.m. (Please call to confirm date, time and place)
 PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, St. Petersburg, Florida
 PURPOSE: Executive Committee Meeting

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, March 8, 1999, 10:00 a.m. (Please call to confirm date, time and place)
 PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., Suite 219, St. Petersburg, FL 33702
 PURPOSE: Regular Council Meeting

SUBJECTS TO BE CONSIDERED: Routine Council Business; DRI; Development Order Amendment Reports; Local; Government Comprehensive Plan Reviews; Aging Policy Committee; Agency on Bay Management; Local Emergency Planning Committee; Chairman's Report.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above meeting or hearing, he will need to ensure that a

verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Thursday, March 11, 1999, 9:00 a.m. (Please call to confirm date, time and place)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, Suite 219, St. Petersburg, Florida

PURPOSE: Agency on Bay Management

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, March 15, 1999, 9:30 a.m. (Please call to confirm date, time and place)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, St. Petersburg, Florida 33702

PURPOSE: Area Agency on Aging

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, March 22, 1999, 9:30 a.m. (Please call to confirm date, time and place)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, Suite 219, St. Petersburg, Florida

PURPOSE: IC & R Clearinghouse Review Committee

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council**, District VIII, Tampa Bay Local Emergency Planning Committee (LEPC) announces a public meeting to which all persons are invited:

DATE AND TIME: Wednesday, March 24, 1999, 10:30 a.m. (Please call to confirm date, time and place)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., Ste. 219, St. Petersburg, FL

PURPOSE: Regular Bi-Monthly District VIII LEPC Meeting

Please note that if a person decides to appeal any decision made by the Council with respect to any matter considered at the above cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT

The **Loxahatchee River Environmental Control District** announces a Public Hearing to which all persons are invited.

DATE AND TIME: Thursday, March 18, 1999, 6:55 p.m.

PLACE: District Administrative Building, 2500 Jupiter Park Drive, Jupiter, Florida 33458

PURPOSE: Public Hearing to receive public comments pertaining to the amending of Rule 31-10, Rates, Fees and Charges.

A copy of the Agenda may be obtained by writing: Loxahatchee River Environmental Control District, 2500 Jupiter Park Drive, Jupiter, Florida 33458-8964.

If a person decides to appeal any decision made by the Board with respect to any matter considered at such Meeting or Hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF CORRECTIONS

The **Correctional Medical Authority** announces a meeting to be held at Tallahassee, Florida to which all persons are invited:

DATE AND TIME: March 12, 1999, 8:30 a.m. – 1:30 p.m.

PLACE: Correctional Medical Authority, Conference Room, Alexander Building, 2020 Capital Circle, S. E., Tallahassee, Florida 32399-1732, (850)487-3580

PURPOSE: Continued discussion of issues relating to Correctional Health Care in the Florida Department of Corrections.

A copy of the agenda may be obtained by writing: Linda A. Keen, Executive Director, Correctional Medical Authority, 2020 Capital Circle, S. E., Bin B-04, Tallahassee, Florida 32399-1732 or calling (850)487-3580.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact staff at least 48 hours prior to the meeting in order to request any special assistance.

COMMISSION ON ETHICS

The **Commission on Ethics** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Friday, March 12, 1999, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

PURPOSE: Regular Commission Meeting

A copy of the agenda may be obtained by writing: Commission on Ethics, Post Office Drawer 15709, Tallahassee, Florida 32317-5709. Meeting materials also will be available from 8:00 a.m. – 5:00 p.m., Monday through Friday at 2822 Remington Green Circle, Suite 101, prior to the meeting.

If a person decides to appeal any decision made by the Commission with respect to a matter considered at this meeting, he will need a record of the proceeding, and for such purpose he may need to ensure that a verbatim record of this proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Commission on Ethics, (850)488-7864, at least five days prior to the meeting. If you are hearing or speech impaired, please contact the Commission by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

WATER MANAGEMENT DISTRICTS

The **Suwannee River Water Management District** announces the following public meetings to which all interested persons are invited.

DATE AND TIME: March 9, 1999, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL

PURPOSE: Board Meeting – to consider District business, and conduct public hearings on regulatory and land acquisition matters.

DATE AND TIME: March 9, 1999, following Board Meeting

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL

PURPOSE: Board Workshop on Alligator Lake

A copy of the agenda(s) may be obtained by writing: SRWMD, 9225 CR 49, Live Oak, Florida 32060.

If any person decides to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance in order to participate in this meeting may contact Lisa Cheshire, (850)362-1001 or 1(800)226-1066 (Florida only), at least two business days in advance to make appropriate arrangements.

The **St. Johns River Water Management District** announces the following public meetings to which all persons are invited:

MEETING: Governing Board Workshop

DATE AND TIME: Tuesday, March 9, 1999, 10:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: Discussion of District informational items and consideration of District business.

MEETING: Regulatory

DATE AND TIME: Tuesday, March 9, 1999, 1:00 p.m.

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Consideration of permit applications, other regulatory matters, and other District business

MEETING: Policy Committee

DATE AND TIME: Tuesday, March 9, 1999, following the Regulatory meeting

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion of Policy Committee agenda items followed by committee recommendations to be approved by the full Board

MEETING: Finance Committee

DATE AND TIME: Tuesday, March 9, 1999, following the Policy Committee meeting

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion of Finance Committee agenda items followed by committee recommendations to be approved by the full Board

MEETING: Facilities/Planning/Construction Committee

DATE AND TIME: Tuesday, March 9, 1999, following Finance Committee meeting

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion of Facilities/Planning/Construction Committee agenda items followed by committee recommendations to be approved by the full Board.

MEETING: Land Acquisition and Management Committee meeting

DATE AND TIME: Tuesday, March 9, 1999, following Facilities/Planning/Construction Committee meeting

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion of Land Acquisition and Management Committee agenda items followed by committee recommendations to be approved by the full Board.

MEETING: Personnel Committee

DATE AND TIME: Tuesday, March 9, 1999, following Land Acquisition and Management Committee meeting

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion of personnel agenda items followed by committee recommendations for approval by the full Board.

MEETING: Information Technology Committee

DATE AND TIME: Tuesday, March 9, 1999, following Personnel Committee

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion of Information Technology agenda items followed by committee recommendations for approval by the full Board.

Any committee agenda items not acted upon on Tuesday, March 9, 1999, may be considered by the committees on Wednesday, March 10, 1999, 8:00 a.m. prior to the opening of the Governing Board meeting.

MEETING: Public Hearing for land acquisition pursuant to Section 373.139, Florida Statutes

DATE AND TIME: Wednesday, March 10, 1999, 9:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, Florida, 32177

PURPOSE: Public Hearing to consider District acquisition of land.

MEETING: Governing Board

DATE AND TIME: Wednesday, March 10, 1999, following Public Hearing on land acquisition

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion of District informational items and consideration of District business.

A copy of the agenda for meetings on March 9-10, 1999 may be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, Attention: Ann Freeman, Governing Board Support Specialist. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is requested to advise the District at least 48 hours before the workshop/hearing/meeting by contacting Ann Freeman, (904)329-4101. If you are hearing or speech impaired, please contact the District by calling (904)329-4450 (TDD).

If any person decides to appeal any decision with respect to any matter considered at the above-listed meetings or hearing(s), such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

The **Southwest Florida Water Management District** announces the following meeting to which all interested parties are invited.

ENVIRONMENTAL ADVISORY COMMITTEE

DATE AND TIME: Wednesday, March 10, 1999, 6:00 p.m.

PLACE: Tampa Service Office, 7601 Highway 301, North, Bldg. 1, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Committee Business

Some members of the District's Governing and Basin Boards may attend the meetings.

A copy of the agenda may be obtained by writing: Community Affairs Department, Southwest Florida Water Management District, 7601 Highway 301, North, Building 1, Tampa, Florida 33637.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should call 1(800)836-0797 (Florida), or (813)985-7481, Extension 2036, Fax (813)987-6726, TTD ONLY 1(800)231-6103 (Florida).

The **Southwest Florida Water Management District** announces the following public hearing to which all interested persons are invited:

DATES AND TIMES: March 30, 1999, 9:00 a.m.; may be continued March 31, 1999, 9:00 a.m.

PLACE: Governing Board Room, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34609-6899

PURPOSE: The acquisition of certain lands eligible to be considered for funding from the Water Management Lands Trust Fund (Save Our Rivers)/Florida Preservation 2000 Trust Fund which lands are further described as follows:

Part of the Green Swamp (West) project comprised of one parcel referred to as SWF Parcel No. 10-400-158C, consisting of approximately 1,786± acres to be acquired by conservation easement, lying in portions of Sections 8, 9, 16, 17, 20, 21, 22, 28 and 29, Township 25, South, Range 22, East in Pasco County, Florida.

Any person deciding to appeal any decision made by the District Governing Board concerning the above-referenced hearing will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal may be based.

A copy of the agenda or a more specific legal description of the lands proposed for acquisition may be obtained by contacting Fritz H. Musselmann, Land Resources Director, Southwest Florida Water Management District, at the above address.

The Southwest Florida Water Management District does not discriminate on the basis of any individual's disability status. Anyone requiring reasonable accommodation as provided for

in the Americans With Disabilities Act should contact: Cheryl Hill, (352)796-7211 or 1(800)423-1476 (Florida only), Extension 4452, Fax (352)754-6877, TTD only 1(800)231-6103, Fax Number (352)754-6877, Suncom 663-6877.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs** announces an Elder Nutrition Advisory Committee Meeting:

DATE AND TIME: March 9, 1999, 10:00 a.m.
PLACE: Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000
GENERAL SUBJECT MATTER TO BE CONSIDERED: Elder nutrition related issues will be discussed.

The **State Long-Term Care Ombudsman Council** announces a public meeting for all districts in Florida to which all persons are invited. You may contact the State Long-Term Care Ombudsman Office, (850)488-6190, for further information.

- GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues related to the Long-Term Care Ombudsman Program.
- DATE AND TIME: March 25, 1999, 8:30 a.m.
CITY: District One, Pensacola, FL
 - DATE AND TIME: March 17, 1999, 10:00 a.m.
CITY: District Two, Blountstown, FL
 - DATE AND TIME: March 18, 1999, 1:00 p.m.
CITY: District Three-A, Gainesville, FL
 - DATE AND TIME: March 11, 1999, 1:30 p.m.
CITY: District Three-B, Ocala, FL
 - DATE AND TIME: March 16, 1999, 12:00 noon
CITY: District Four, St. Augustine, FL
 - DATE AND TIME: March 18, 1999, 1:30 p.m.
CITY: District Five, Largo, FL
 - DATE AND TIME: March 16, 1999, 10:00 a.m.
CITY: District Six, Tampa, FL
 - DATE AND TIME: March 4, 1999, 8:30 a.m.
CITY: District Seven, Orlando, FL
 - DATE AND TIME: March 2, 1999, 11:00 a.m.
CITY: District Eight, Ft. Myers, FL
 - DATE AND TIME: March 15, 1999, 2:30 p.m.
CITY: District Nine, West Palm Beach, FL
 - DATE AND TIME: March 9, 1999, 1:30 p.m.
CITY: District Ten, Plantation, FL
 - DATE AND TIME: March 16, 1999, 1:15 p.m.
CITY: District Eleven-South, S. Miami, FL
 - DATE AND TIME: March 11, 1999, 2:30 p.m.
CITY: District Eleven-North, N. Miami, FL

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** would like to announce a meeting to which all persons are invited to attend.
DATE AND TIME: March 17, 1999, 2:00 p.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room I, Tallahassee, Florida
PURPOSE: To make recommendations about the legal definition of “rural hospital” in ss. 395.602 and 408.07, Florida Statutes, as referenced in Laws of Florida 98-21.

A copy of the agenda may be obtained by writing: Dehryl McCall, Office of Health Policy, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308, or by telephone at (850)922-5529.

Persons requiring special accommodations due to disability or physical impairment should contact Dehryl McCall, by February 26, 1999.

If anyone requires a transcription of the meeting tapes, it will be at the requestor’s expense.

DEPARTMENT OF MANAGEMENT SERVICES

The **Department of Management Services, Division of Information Technology**, announces a workshop on the progress of the Joint Task Force Radio Communications System to which all persons are invited.

DATE AND TIME: March 19, 1999, 9:00 a.m.
PLACE: Department of Management Services, Division of Information Technology, 4050 Esplanade Way, Bldg. 4030, Room 225A, Tallahassee, FL 32399

PURPOSE: To discuss and take action on the items included in the meeting agenda.

A copy of the agenda may be obtained by writing: Lee Moreno, Department of Management Services, Division of Information Technology, 4050 Esplanade Way, Building 4030, Suite 280M, Tallahassee, Florida 32399-0950.

If a person decides to appeal any decision made by the Board with respect to any matter considered at the meeting, he/she will need a record of the proceedings and may need to ensure a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Information Technology, (850)488-3866, at least five calendar days prior to the meeting. If you are hearing or speech-impaired, please contact the Division of Information Technology by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

The **Department of Management Services, Division of Information Technology**, announces a public meeting of the Board of Directors of the Joint Task Force on State Agency Law Enforcement Communications to which all persons are invited.

DATE AND TIME: March 19, 1999, immediately following the workshop

PLACE: Department of Management Services, Division of Information Technology, 4050 Esplanade Way, Bldg. 4030, Room 225A, Tallahassee, FL 32399

PURPOSE: To discuss and take action on the items included in the meeting agenda.

A copy of the agenda may be obtained by writing: Lee Moreno, Department of Management Services, Division of Information Technology, 4050 Esplanade Way, Building 4030, Suite 280M, Tallahassee, Florida 32399-0950.

If a person decides to appeal any decision made by the Board with respect to any matter considered at the meeting, he/she will need a record of the proceedings and may need to ensure a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Information Technology, (850)488-3866, at least five calendar days prior to the meeting. If you are hearing- or speech-impaired, please contact the Division of Information Technology by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

The **Department of Management Services** announces a meeting of the Commission for Purchase from the Blind or Other Severely Handicapped to which all persons are invited.

DATES AND TIME: March 9-10, 1999, 10:00 a.m.

PLACE: Dorothy B. Oven Park, 3205 Thomasville Road, Tallahassee, Florida

PURPOSE: Annual retreat of the Commission. No action will be taken during this retreat.

Please mail comments to the address below prior to the scheduled meeting.

A copy of the agenda may be obtained by contacting: RESPECT of Florida, 2475 Apalachee Parkway, Suite 205, Tallahassee, Florida 32301-4946, (850)942-0905.

Any person requiring a special accommodation at the meeting because of a disability should call RESPECT, (850)942-0905, at least five (5) workdays prior to the meeting. If you are hearing or speech impaired, please contact RESPECT by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Florida Real Estate Appraisal Board** announces a meeting of its Probable Cause Panel.

DATE AND TIME: Monday, March 1, 1999, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 301, Third Floor, 400 W. Robinson Street, North Tower, Orlando, FL 32801

PURPOSE: Official business of the Appraisal Board Probable Cause Panel. PROBABLE CAUSE IS NOT OPEN TO THE PUBLIC.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Real Estate Appraisal Board, (407)317-7251, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Appraisal Board using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Real Estate Appraisal Board** announces a meeting to which everyone is invited.

DATE AND TIME: Tuesday, April 6, 1999, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, 1940 N. Monroe Street, Board Conference Room, Tallahassee, Florida, (850)431-0755

PURPOSE: Official business of the Appraisal Board – Including but not limited to: Rule/statute amendments, and Disciplinary actions.

Any person who decides to appeal a decision made by the Board with respect to any matter considered at this meeting or hearing will need a record of the proceedings and for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes testimony and evidence upon which the appeal is based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Real Estate Appraisal Board, (407)317-7251, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Appraisal Board using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Deputy Clerk, Florida Real Estate Appraisal Board, P. O. Box 1900, Orlando, Florida 32802-1900.

The **Florida Real Estate Appraisal Board** announces a workshop to which everyone is invited.

DATE AND TIME: Tuesday, April 6, 1999, immediately following the adjournment of the regular meeting of the Florida Real Estate Appraisal Board

PLACE: Department of Business and Professional Regulation, 1940 N. Monroe Street, Board Conference Room, Tallahassee, Florida, (850)431-0755

PURPOSE: Workshop session to discuss and review the Uniform Standards of Professional Appraisal Practice to offer recommendations on changes to the Appraisal Standards Board in Washington, DC.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Real Estate Appraisal Board, (407)317-7251, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Appraisal Board using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Deputy Clerk, Florida Real Estate Appraisal Board, P. O. Box 1900, Orlando, Florida 32802-1900.

The **Florida Real Estate Commission** (FREC) announces a meeting to which all persons are invited.

DATE AND TIME: March 17, 1999, 8:30 a.m.

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, Orlando, Florida

PURPOSE: Official business of Commission – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Rule amendments, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, and disciplinary actions.

If a person decides to appeal a decision made by the Commission with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required. Probable Cause Panel(s) may also meet during this session. Portions of the Probable Cause are not open to the public.

A copy of the agenda may be obtained by writing: Deputy Clerk of the Florida Real Estate Commission, Administration Office, P. O. Box 1900, Orlando, Florida 32802-1900.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)245-0800, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Professional Engineers** announces the Probable Cause Panel meeting. Although this meeting is open to the Public, portions of the Probable Cause Panel meeting may be closed consistent with law.

DATE AND TIME: Tuesday, March 16, 1999, 1:00 p.m. or soon thereafter

PLACE: 1208 Hays Street, Tallahassee, Florida 32301

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purpose they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is based.

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 forty-eight (48) hours before the meeting by contacting: Dennis Barton, (850)521-0500.

The Florida **Board of Professional Engineers** announces a public meeting of the Educational Advisory and Application Review Committee which all persons are invited:

DATE AND TIME: March 17, 1999, 9:00 a.m. or soon thereafter

PLACE: 1208 Hays Street, Tallahassee, Florida 32301

PURPOSE: Review of applications for examination and/or licensure by endorsement and to review applications of foreign educated applicants.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purpose they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be based.

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 forty-eight (48) hours before the meeting by contacting: Dennis Barton, (850)521-0500.

The Florida **Board of Professional Engineers** announces a public meeting to conduct the business of the Board, including committee business which all persons are invited:

DATES AND TIMES: Wednesday, March 31, 1999, 1:00 p.m.; continuing Thursday, April 1, 1999, 8:30 a.m. or soon thereafter

PLACE: Double Tree Guest Suites, 7550 Augusta National Drive, Orlando, Florida

PURPOSE: General Business of the Board.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purpose they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be based.

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 forty-eight (48) hours before the meeting by contacting: Dennis Barton, (850)521-0500.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Wednesday, March 10, 1999, 7:00 p.m. (EST)

PLACE: South Florida State Regional Center, Room 165, 2295 Victoria Avenue, Ft. Myers, Florida 33901

PURPOSE: To present the current management plan for Cayo Costa State Park to the public.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 4, Administration, 1843 South Tamiami Trail, Osprey, Florida 34229.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a DEP Advisory Group meeting.

DATE AND TIME: Thursday, March 11, 1999, 9:00 a.m. (EST)

PLACE: Amory Chapel, 880 Belcher Road, Boca Grande, Florida 33921

PURPOSE: To discuss the current draft management plan for Cayo Costa State Park.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 4, Administration, 1843 South Tamiami Trail, Osprey, Florida 34229.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Thursday, March 11, 1999, 7:00 p.m. (EST)

PLACE: The 50+ Club, County Road 379, (Pea Ridge Road), South of State Road 20, Bristol, Florida 32321

PURPOSE: To present the current management plan for Torreya State Park to the public.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 1, Administration, 4620 State Park Lane, Panama City, Florida 32408.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a DEP Advisory Group meeting.

DATE AND TIME: Friday, March 12, 1999, 9:00 a.m. (EST)

PLACE: The 50+ Club, County Road 379, (Pea Ridge Road), South of State Road 20, Bristol, Florida 32321

PURPOSE: To discuss the current draft management plan for Torreya State Park.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 1, Administration, 4620 State Park Lane, Panama City, Florida 32408

The **Department of Environmental Protection, Division of Marine Resources**, Bureau of Coastal and Aquatic Managed Areas, Office of the Florida Keys National Marine Sanctuary announces a public meeting to which all persons are invited:

DATE AND TIME: Thursday, March 4, 1999, 4:00 p.m. – 8:00 p.m.

PLACE: Florida Keys National Wildlife Refuges Office, Winn Dixie Plaza, Mile Marker 30, Big Pine Key, Florida

PURPOSE: The public is invited to attend a workshop on the effort to restablize the COLUMBUS ISELIN grounding restoration area, which is located west of the center of Looe Key Reef. This restablization effort is being undertaken to correct damage caused by Hurricane Georges. Presentations will be made by the contractor of this large marine construction project. The restablization/restoration effort is slated to take place in July 1999.

For more information on this meeting please contact: George Schmahl, Florida Keys National Marine Sanctuary, (305)292-0311.

If an accommodation is needed for an attendee with a disability to participate in this activity, please notify contact George, (305)292-0311, at least two days prior to the event.

The **Florida Sturgeon Production Working Group** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 4, 1999, 10:00 a.m. – 4:00 p.m.

PLACE: Room 209, Senate Office Building, Tallahassee, FL

PURPOSE: First meeting of the Sturgeon Production Working Group for 1999 pursuant to ss. 370.31(4), F.S., to establish a state sturgeon aquaculture program to promote the commercial production and stock enhancement of sturgeon in Florida.

A copy of the agenda for the public meeting may be obtained from the agency contact person: Daniel Roberts, Research Scientist, Florida Department of Environmental Protection, Florida Marine Research Institute, 100 Eighth Avenue, Southeast, St. Petersburg, FL 33701-5095, mail station: J2N-HUF, telephone (813)896-8626, Email: roberts_d@sellers.dep.state.fl.us

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please notify the Personnel Services Specialist, (850)488-2996 or 1(800)955-8771 (TDD), at least 7 calendar days prior to the event.

The **Department of Environmental Protection** announces a series of public workshops to be held in conjunction with proposed amendments to rules pertaining to financial assistance for stormwater management facilities (Chapter 62-504, F.A.C.), wastewater management facilities (Chapter 62-505, F.A.C.), and public drinking water systems (Chapter 62-552, F.A.C.). Chapter 62-504, F.A.C., provides for low-interest rate state revolving fund loans to local governments to construct stormwater management facilities. Chapter 62-505, F.A.C., provides for grants to financially disadvantaged small municipalities to construct wastewater management facilities. Chapter 62-552, F.A.C., provides for grants and low-interest rate state revolving fund loans to both publicly and privately owned community water systems. Public comments will be accepted at the workshops, and all persons are invited to attend. If an accommodation is needed for a disability in order to participate in this activity, please notify the Americans with Disabilities Act Coordinator, (850)488-2996 or 1(800)955-8771 (TDD) at least seven days prior to the event.

DATES AND TIMES: March 18, 1999, 9:00 a.m. – 10:30 a.m., Chapter 62-552, F.A.C.; 10:30 a.m. – 12:00 Noon, Chapter 62-505, F.A.C.; 1:00 p.m. – 2:30 p.m., Chapter 62-504, F.A.C.
PLACE: Department of Environmental Protection, Central District Office, Conference Room A, 3319 Maguire Boulevard, Orlando, FL

PURPOSE: The more significant of the proposed rule amendments for the drinking water facilities funding program Chapter 62-552, F.A.C., would establish that pre-construction loans would not be available to supplement pre-construction grants; pre-construction loans would have to be repaid in 10 years unless rolled over into a construction loan; grant applicants would have 180 days to secure a commitment for the non-grant share of costs; loan service fees would no longer be capitalized as part of the loan principal; additional loan security would be negotiated if a loan applicant has not

demonstrated the ability to service long term debt; and the project cost limit on allowances under pre-construction grants and pre-construction loans would be raised.

The more significant of the proposed rule amendments for the wastewater facilities grants program Chapter 62-505, F.A.C., would establish that published census data is to be used in establishing an applicants qualifications for a grant; pre-construction loans under the wastewater state revolving fund program would not be available to supplement grants for pre-construction activities; and the wastewater flows that increase priority scores would be reported in smaller units of measurement.

The more significant of the proposed rule amendments for the stormwater facilities funding program Chapter 62-504, F.A.C., would establish that loan service fees would no longer be capitalized as part of the loan principal.

A copy of the agenda and the workshop draft rules may be obtained by writing: Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400, or by calling Dick Smith, (850)488-8163.

The Bureau of Mine Reclamation and Office of Ecosystem Management of the **Department of Environmental Protection** announce a public meeting of the Upper Suwannee Region Acquisition and Management Selection Team (AMST) and the Acquisition and Management Advisory Team (AMAT), to which all persons are invited.

DATE AND TIME: March 11, 1999, 10:00 a.m.

PLACE: Suwannee River Water Management District, 9225 County Road 49, Multi-Purpose Room, Live Oak, Florida 32060 (Just east of Live Oak at the intersection of County Road 49 and Hwy. 90).

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting of the AMAT will commence at approximately 10:00 a.m. The purpose of this meeting is to discuss the prioritization of some mapped land areas, land-use types, and/or threatened areas for possible acquisition, protection or enhancement. A meeting of the AMST will follow the AMAT meeting; it will consider whether to recommend one or more of the previously identified areas for purchase.

If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel, (850)488-2996 or 1(800)955-8771 (TDD), at least forty-eight (48) hours before the meeting.

For further information or to obtain a copy of the agenda, contact: Joseph Bakker, Bureau of Mine Reclamation, 2051 East Dirac Drive, Tallahassee, Florida 32310-3760, (850)488-8217.

DEPARTMENT OF HEALTH

The Florida **Board of Clinical Laboratory Personnel** will hold a duly noticed Credentials Committee meeting to which all persons are invited to attend.

DATES AND TIME: Thursday, March 11, 1999, 10:00 a.m.; continuing Friday, March 12, 1999, if necessary

PLACE: Department of Health, Secretary's Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399

PURPOSE: Review of application files.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Clinical Laboratory Personnel, (850)487-3052, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Board of Clinical Laboratory Personnel using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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.

A copy of the agenda item may be obtained by writing: Ms. Sherra Causey, Professional Regulatory Specialist II, Board of Clinical Laboratory Personnel, Department of Health, Division of Medical Quality Assurance, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257.

BOARD OF MEDICINE

RULE NO.:
64B8-9.009

RULE TITLE:
Standard of Care for
Office Surgery

NOTICE OF PUBLIC HEARING

The **Board of Medicine** hereby gives notice of a public hearing to be held on the above-referenced rule:

DATE AND TIME: Sunday, April 11, 1999, 8:00 a.m. – 12:00 noon

PLACE: Westin Hotel, I-95 at Cypress Creek Road, East, 400 Corporate Drive, Ft. Lauderdale, Florida 33334-3642

Following the public hearing, the Board will reconvene its regularly scheduled meeting. The Board may make changes to the rule based upon information received at the public hearing. The rule was originally published in Vol. 25, No. 3, of the January 22, 1999, Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine, 2020 Capital Circle, S. E., 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).

The **Department of Health** and the **Board of Physical Therapy Practice** announces a conference call to which all persons are invited.

DATE AND TIME: March 11, 1999, 8:30 a.m. or soon thereafter

NUMBER: NonSuncom (850)921-5551, Suncom 291-5551

PURPOSE: Education Committee Meeting

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 2020 Capital Circle, N. E., BIN C05, Tallahassee, Florida 32399-3255, or by calling the board office at (850)487-2098.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office at (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The Florida **Board of Podiatric Medicine** Probable Cause Panel will hold a duly noticed meeting to which all persons are invited to attend.

DATE AND TIME: Friday, March 19, 1999, 8:00 a.m.

PLACE: The Radisson Plaza, 60 South Ivanhoe Boulevard, Orlando, Florida, (407)425-4455

PURPOSE: For cases previously heard by the panel.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Podiatric Medicine, (850)487-3052, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Board of Podiatric Medicine using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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.

A copy of the agenda item may be obtained by writing: Ms. Sherra W. Causey, Professional Regulation Specialist II, Board of Podiatric Medicine, Department of Health, Division of Medical Quality Assurance, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257.

The Florida **Board of Podiatric Medicine** will hold a duly noticed meeting to which all persons are invited to attend.

DATE AND TIME: Friday, March 19, 1999, 9:30 a.m.

PLACE: The Radisson Plaza, 60 South Ivanhoe Boulevard, Orlando, Florida, (407)425-4455

PURPOSE: General board business.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Podiatric Medicine, (850)487-3052, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Board of Podiatric Medicine using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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.

A copy of the agenda item may be obtained by writing: Ms. Sherra W. Causey, Professional Regulation Specialist II, Board of Podiatric Medicine, Department of Health, Division of Medical Quality Assurance, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257.

The **Department of Health** and the **Board of Psychology** announces a meeting to which all persons are invited.

DATES AND TIMES: March 5, 1999, 9:00 a.m. or soon thereafter; continuing as needed March 6, 1998, 8:00 a.m.

PLACE: Crowne Plaza, 700 N. Westshore Blvd., Tampa, FL 33609, (813)289-8200

PURPOSE: General Business Meeting and Rules Review

A copy of the agenda may be obtained by writing: Department of Health, Board of Psychology, 2020 Capital Circle, S. E., BIN #C05, Tallahassee, Florida 32399-3255, or by contacting the board office at (850)487-2098.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that

a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services**, District Ten (Broward County), Health and Human Services Board will conduct the following meetings in March:

The Developmental Services Family Care Council announces a public meeting to which you are invited:

DATE AND TIME: March 5, 1999, 10:00 a.m.

PLACE: Department of Children and Family Services, District Office, 201 W. Broward Blvd., Suite 506, Ft. Lauderdale, FL 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to clients with Developmental Disabilities.

The Health and Human Services Board announces two public meetings to which you are invited:

DATES AND TIME: March 8 and 16, 1999, 4:00 p.m.

PLACE: Department of Children and Family Services, District Office, 201 W. Broward Blvd., Suite 408 (Conference Room), Ft. Lauderdale, Florida 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues/Committees relating to the Department of Children and Family Services.

The Child Care Sub-Committee announces a public meeting to which you are invited:

DATE AND TIME: March 8, 1999, 9:00 p.m.

PLACE: Family Central, 840 S. W. 81 Street, North Lauderdale, Florida 33068

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to Child Care.

The Alcohol, Drug Abuse and Mental Health Standing Committee announces a public meeting to which you are invited:

DATE AND TIME: March 8, 1999, 3:00 p.m.

PLACE: United Way, 1300 S. Andrews Avenue, Conference Room, Ft. Lauderdale, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to Alcohol, Drug Abuse and Mental Health clients/programs.

The Family Preservation/Family Support Executive Committee announces a public meeting to which you are invited:

DATE AND TIME: March 10, 1999, 3:00 p.m.

PLACE: Department of Children and Family Services, District Office, 201 W. Broward Blvd., Room 104B, Ft. Lauderdale, Florida 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to Public Health.

The Economic Self Sufficiency Subcommittee announces a public meeting to which you are invited:

DATE AND TIME: March 11, 1999, 3:00 p.m.

PLACE: Department of Children and Family Services, District Office, 201 W. Broward Blvd., Room 510, Ft. Lauderdale, Florida 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to Economic Self-Sufficiency.

A copy of the agenda may be obtained by writing: Scott Silverman, Management Review Specialist, Regional Office, 201 W. Broward Blvd., Suite 406, Ft. Lauderdale, FL 33301.

Anyone requiring a special accommodation to participate in this meeting is requested to advise District Administration (Scott Silverman) at least 5 working days before the meeting at (954)467-4298 or (954)467-4509 (TDD).

The **Department of Children and Family Services**, District 12, Health and Human Services Board's Developmental Services Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 11, 1999, 9:00 a.m.

PLACE: Daytona Beach Service Center, 210 N. Palmetto Avenue, Conference Room 148, Daytona Beach, Florida

PURPOSE: Regular business

A copy of the agenda may be obtained by writing: Department of Children and Family Services, 210 N. Palmetto Avenue, Daytona Beach, FL 32114-3284 (Attn: Denise Kelly).

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Denise Kelly, (904)238-4648, at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please use Florida Relay Service for TDD or TTY at 1(800)955-8771.

The **Department of Children and Family Services**, District 12, Health and Human Services Board's Community Services Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 12, 1999, 9:30 a.m.

PLACE: Daytona Beach Service Center, 210 N. Palmetto Avenue, Conference Room 148, Daytona Beach, Florida

PURPOSE: Regular business

A copy of the agenda may be obtained by writing: Department of Children and Family Services, 210 N. Palmetto Avenue, Daytona Beach, FL 32114-3284, (Attn: Denise Kelly).

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Denise Kelly, (904)238-4648, at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please use Florida Relay Service for TDD or TTY at 1(800)955-8771.

The **Department of Children and Family Services**, District 12, Health and Human Services Board's Foster Care & Adoptions/Volunteer Recruitment Action Group announces a public meeting to which all persons are invited.

DATE AND TIME: March 12, 1999, 11:30 a.m.

PLACE: Daytona Beach Service Center, 210 N. Palmetto Avenue, Conference Room 148, Daytona Beach, Florida

PURPOSE: Regular business

A copy of the agenda may be obtained by writing: Department of Children and Family Services, 210 N. Palmetto Avenue, Daytona Beach, FL 32114-3284 (Attn: Denise Kelly).

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Denise Kelly, (904)238-4648, at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please use Florida Relay Service for TDD or TTY at 1(800)955-8771.

The Family Preservation and Support Coalition Membership Committee, sponsored by the District 12, **Department of Children and Family Services**, announces the following public meeting to which all persons are invited.

DATE AND TIME: February 24, 1999, 9:00 a.m.

PLACE: Domestic Abuse Council, 211 N. Ridgewood Avenue, Daytona Beach, Florida

PURPOSE: Regular Business Meeting

A copy of the agenda may be obtained by writing: Family Preservation and Support, Department of Children and Family Services, 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Rose van der Berg.

If you need special accommodations (i.e., assistive listening devices, sign language interpreter, etc.) please notify Rose van der Berg, (904)226-7826, at least 48 hours in advance of the meeting. Hearing impaired please use Florida Relay 1(800)955-8771.

The Family Preservation and Support Coalition Planning Committee, sponsored by the District 12, **Department of Children and Family Services**, announces the following public meeting to which all persons are invited.

DATE AND TIME: February 25, 1999, 9:00 a.m.

PLACE: Department of Children and Family Services, 210 North Palmetto Avenue, Room 447, Daytona Beach, Florida

PURPOSE: Regular Business Meeting

A copy of the agenda may be obtained by writing: Family Preservation and Support, Department of Children and Family Services, 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Rose van der Berg.

If you need special accommodations (i.e., assistive listening devices, sign language interpreter, etc.) please notify Rose van der Berg, (904)226-7826, at least 48 hours in advance of the meeting. Hearing impaired please use Florida Relay 1(800)955-8771.

The Family Preservation and Support Coalition Funding Committee, sponsored by the District 12, **Department of Children and Family Services**, announces the following public meeting to which all persons are invited.

DATE AND TIME: March 1, 1999, 9:00 a.m.

PLACE: Department of Children and Family Services, 210 North Palmetto Avenue, Suite 447, Daytona Beach, Florida

PURPOSE: Regular Business Meeting

A copy of the agenda may be obtained by writing: Family Preservation and Support, Department of Children and Family Services, 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Rose van der Berg.

If you need special accommodations (i.e., assistive listening devices, sign language interpreter, etc.) please notify Rose van der Berg, (904)226-7826, at least 48 hours in advance of the meeting. Hearing impaired please use Florida Relay 1(800)955-8771.

The Family Preservation and Support Coalition Executive Committee, sponsored by the District 12, **Department of Children and Family Services**, announces the following public meeting to which all persons are invited.

DATE AND TIME: March 3, 1999, 9:00 a.m.

PLACE: Domestic Abuse Council, 211 N. Ridgewood Avenue, Daytona Beach, Florida

PURPOSE: Regular Business Meeting

A copy of the agenda may be obtained by writing: Family Preservation and Support, Department of Children and Family Services, 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Rose van der Berg.

If you need special accommodations (i.e., assistive listening devices, sign language interpreter, etc.) please notify Rose van der Berg, (904)226-7826, at least 48 hours in advance of the meeting. Hearing impaired please use Florida Relay 1(800)955-8771.

The Family Preservation and Support Coalition Communities In Action Coalition, sponsored by the District 12, **Department of Children and Family Services**, announces the following public meeting to which all persons are invited.

DATE AND TIME: March 4, 1999, 6:30 p.m.

PLACE: Daytona Beach Community College, 1200 W. International Speedway, Building. 16, Room 112D, Daytona Beach, Florida

PURPOSE: Regular Business Meeting

A copy of the agenda may be obtained by writing: Family Preservation and Support, Department of Children and Family Services, 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Rose van der Berg.

If you need special accommodations (i.e., assistive listening devices, sign language interpreter, etc.) please notify Rose van der Berg, (904)226-7826, at least 48 hours in advance of the meeting. Hearing impaired please use Florida Relay 1(800)955-8771.

The Family Preservation and Support Coalition Training Committee, sponsored by the District 12, **Department of Children and Family Services**, announces the following public meetings to which all persons are invited.

DATE AND TIME: March 9, 1999, 9:30 a.m.

PLACE: United Way of Volusia and Flagler Counties, 3747 West International Speedway Blvd., Daytona Beach, Florida

PURPOSE: Regular Business Meeting

A copy of the agenda may be obtained by writing: Family Preservation and Support, Department of Children and Family Services, 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Rose van der Berg.

If you need special accommodations (i.e. assistive listening devices, sign language interpreter, etc.) please notify Rose van der Berg, (904)226-7826, at least 48 hours in advance of the meeting. (Hearing impaired please use Florida Relay 1(800)955-8771.)

The **Statewide Human Rights Advocacy Committee** (SHRAC) announces the regular scheduled Forums/Sub-Committee and SHRAC meeting for March, July and September of 1999.

DATES AND TIMES: March 18, 1999, 12:00 p.m.; March 19, 1999, 9:30 a.m.

PLACE: The Open Forum's, Sub-Committee and SHRAC meeting will be held at the Winewood Office Park, 1317 Winewood Blvd., Tallahassee, Florida. The Open Forum's and Sub-Committee will be held in Building 1, second & third floor in the Inspector General's and Secretary's Conference room and the SHRAC meeting will be held in Building 4. The phone number to the SHRAC office is (850)488-6173

DATES AND TIMES: July 22, 1999, 12:00 p.m.; July 23, 1999, 9:30 a.m.

PLACE: Radisson Hotel Orlando Airport, 5555 Hazeltine National Drive, Orlando, Florida. The phone number is (407)858-0100

DATES AND TIMES: September 16, 1999, 12:00 p.m.; September 17, 1999, 9:30 a.m.

PLACE: Adam's Mark Daytona Beach Resort, 100 N. Atlantic Avenue, Daytona Beach, Florida. The phone number is (904)254-8200

Agendas for each meeting will be available 2 weeks prior to the meeting.

Pursuant to 402.166, F.S., portions of the full SHRAC meeting will be closed to the public and shall be exempt from the provisions of chapter 119 due to confidential information.

In accordance with the Americans with Disabilities Act, persons needing an accommodation to participate in the meetings, should contact: Statewide Human Rights Advocacy Committee, 1317 Winewood Blvd., Building 1, Room 401, Tallahassee, Florida 32399-0700, Telephone (850)488-6173 or call via The Florida Relay Service, 1(800)955-8771 (TDD).

RESIDENTIAL PROPERTY AND CASUALTY JOINT UNDERWRITING ASSOCIATION

The Florida **Residential Property and Casualty Joint Underwriting Association** announces a meeting of its Board of Governors:

DATE AND TIME: Friday, March 5, 1999, 8:00 a.m., EST
 PLACE: Hyatt Regency, Orlando International Airport Orlando, 9300 Airport Blvd., Orlando, FL, (407)825-1234
 PURPOSE: Items of discussion include, but are not limited to, line of credit extension, budget and depopulation issues.
 For additional information, please call 1(800)807-7647, Extension 3761.

The **Florida Market Assistance Plan** announces a meeting of its Board of Governors to be held on

DATE AND TIME: Friday, March 5, 1999, immediately following the Florida Residential Property and Casualty Joint Underwriting Association, Board of Governors Meeting
 PLACE: Hyatt Regency, Orlando International Airport Orlando, 9300 Airport Blvd., Orlando, FL, (407)825-1234
 PURPOSE: Items of discussion include, but are not limited to, the 1999 budget and revised Plan of Operation.
 For additional information, please call 1(800)807-7647, Extension 3809.

H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE

The **H. Lee Moffitt Cancer Center and Research Institute, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 5, 1999, 9:00 a.m.
 PLACE: Moffitt Cancer Center, Board Room, 12902 Magnolia Drive, Tampa, FL
 PURPOSE: To conduct the general business of the Facilities Committee.
 A copy of the agenda may be obtained by writing: Ms. Lori Payne, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, Tampa, FL 33612.

Persons requiring special accommodations due to disability or physical impairment should contact Ms. Lori Payne, by Monday, March 1, 1999.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited:

DATE AND TIME: March 10, 1999, 8:00 a.m.
 PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, Florida
 PURPOSE: General Business Meeting

CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

The Region III, Training Advisory Council of the Florida **Criminal Justice Standards and Training Commission** announces a public meeting to which all interested persons are invited:

DATE AND TIME: March 11, 1999, 7:45 a.m.
 PLACE: Lively Criminal Justice Training Academy, U.S. Highway 90, 14 miles west, Tallahassee, Florida
 PURPOSE: This is a regularly scheduled meeting of the Region III Training Advisory Council of the Florida Criminal Justice Standards and Training Commission. The primary business of the meeting will be to discuss training issues.
 A copy of the agenda for the above meeting may be obtained by writing: William R. Steverson, Lively Criminal Justice Training Academy, Route 1, Box 3250, Havana, Florida 32333.

FLORIDA TOURISM INDUSTRY MARKETING CORPORATION

The **Florida Tourism Industry Marketing Corporation**, d/b/a VISIT FLORIDA announces a public workshop of the Eco/Heritage/Cultural Tourism Subcommittee as follows:

DATE AND TIME: Thursday, March 11, 1999, 9:30 a.m. – 4:00 p.m.
 PLACE: La Quinta Inn and Suites, Orlando Airport North, 7160 North Frontage Road, Orlando, Florida, (407)240-5000
 PURPOSE: A facilitated workshop will be held for the co-chairs and task force chairs.
 For further information contact: Sandy Stevens, VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100, (850)488-5607, Ext. 355.

Any person requiring special accommodations at this meeting because of a disability should contact VISIT FLORIDA at least five business days prior to the meeting. Persons who are

hearing or speech impaired can contact VISIT FLORIDA by using the Florida Relay Service, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

TRANSPORTATION AND EXPRESSWAY AUTHORITY MEMBERSHIP OF FLORIDA

The **Transportation and Expressway Authority Membership of Florida**, Inc. (TEAMFL) announces a public meeting to which all persons are invited:

DATE AND TIME: March 11, 1999, 10:15 a.m. – 12:00 noon

PLACE: The City Commission Chambers, Tallahassee City Hall, 300 South Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: 1) Engineering; 2) Finance; 3) Public Involvement; 4) Year 2000-Y2K and Emergency Management; 5) National Commercial Vehicle Operations

A copy of the agenda may be obtained by contacting: Robert C. Hartnett, Executive Director, TEAMFL, 2121 Camden Road, Suite B, Orlando, FL 32803, Telephone (407)896-0035, Fax (407)897-7012.

NEW RIVER SOLID WASTE ASSOCIATION

The **New River Solid Waste Association** announces a meeting to which all persons are invited.

DATE AND TIME: March 11, 1999, 6:00 p.m.

PLACE: New River Regional Landfill Office, Raiford, Florida

PURPOSE: To conduct the regular business of the New River Solid Waste Association. The 6:00 p.m. Board Meeting will be preceded by a general workshop at 5:00 p.m.

All persons deciding to appeal any decision of the New River Solid Waste Association with respect to any matter considered at the meeting may need to ensure that a verbatim record of the proceedings is made.

PALM BEACH COMMUNITY COLLEGE

The **Region XII, Training Council and Assessment Center** Board of Directors announces a public meeting to which all interested persons are invited:

DATE AND TIME: Tuesday, March 16, 1999, 10:00 a.m.

PLACE: Palm Beach Community College, Criminal Justice Room 102, 4200 Congress Avenue, Lake Worth, FL 33461

PURPOSE: The agenda will include but is not limited to: F.D.L.E./C.J.S.T.C. updates; Palm Beach Community College/Criminal Justice Institute Assessment Center update; Region XII Budget Approval and any other business.

A copy of the agenda may be obtained by contacting: Sue Voccola, Secretary of the Criminal Justice Institute at Palm Beach Community College, 4200 Congress Avenue, Lake Worth, FL 33461, phone number (561)439-8145.

**Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements**

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a Petition from Edward F. Hubert, P. E., for Declaratory Statement on February 11, 1999, seeking approval of WIND DESIGN8 software as a substitute for the wind-loading calculations in the 1997 Edition of the Standard Building Code. The petition has been assigned the number DCA99-DEC-046.

A copy of this petition may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF REVENUE

NOTICE IS GIVEN THAT the Florida Department of Revenue has issued a Declaratory Statement to the Florida Automobile Dealers Association.

The Department determined that when a motor vehicle dealer rents a vehicle from a third party and provides the vehicle to a customer without charge while the customer's vehicle is being repaired, the motor vehicle dealer should provide a resale certificate to the person who rents the replacement vehicle to the motor vehicle dealer and that tax is not due when the dealer provides the replacement vehicle to the customer.

A copy of the Declaratory Statement may be obtained by contacting: Judy Langston, Agency Clerk, Office of General Counsel, P. O. Box 6668, Tallahassee, Florida 32314-6668, (850)488-0712.

NOTICE IS HEREBY GIVEN that the Florida Department of Revenue has issued a Declaratory Statement to the Florida Automobile Dealers Association.

The Department determined that a motor vehicle dealer will be entitled to a trade-in credit against the purchase price of a replacement vehicle when both the vehicle traded and the new vehicle have been purchased by the motor vehicle dealer for its own use, sales tax has been previously paid on the vehicle being traded, both vehicles will be titled in the dealership name, both are capitalized as fixed assets and both use a regular license tag.

A copy of the Declaratory Statement may be obtained by contacting: Judy Langston, Agency Clerk, Office of General Counsel, P. O. Box 6668, Tallahassee, Florida 32314-6668, (850)488-0712.

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition for a Declaratory Statement from GTE Florida Incorporated. GTE seeks a determination that its intraLATA customer contact protocol for new customers complies with Commission Order No. PSC-95-0203-FOF-TP implementing 1+ intraLATA presubscription.

DEPARTMENT OF CORRECTIONS

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, received a Petition to Initiate Rulemaking on February 11, 1999, from Douglas Adams. Petitioner is an inmate seeking an amendment of Chapter 33-22.012. Specifically, Petitioner seeks to amend, adopt, or repeal a voluminous number of rules of prohibited conduct.

A copy of the Petition may be obtained by writing: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, has issued a response to a Petition to Initiate Rulemaking received from Terry Vaughn. Petitioner requested that the provision in Florida Administrative Code Chapter 33-22.012, Section 9-4 prohibiting the conduct of attempt, conspiracy, or attempted conspiracy to commit any crime or violation of the Rules of Prohibited Conduct be repealed. The Department denied the petition, noting that Section 944.09(1), Florida Statutes authorizes the Department to promulgate rules that set forth the conduct that must be observed by inmates.

A copy of the Order, Case No. DC 99-3, may be obtained by writing: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, has issued responses to identical Petitions to Initiate Rulemaking received from Phillip Adlington and James Herndon, respectively. Petitioners requested an amendment to Florida Administrative Code Chapter 33-11.0065(3)(a)1. that would delete all references to contact cards. The Department denied the petitions, reasoning that, contrary to the assertions of petitioners, the current rule does not conflict with other rules and that there is nothing improper in utilizing information related to inmate behavior contained on contact cards as a tool in evaluating inmates for the award of gain-time.

A copy of the Orders, Case Numbers: DC 99-5, 99-7, may be obtained by writing: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

NOTICE IS HEREBY GIVEN that the Department of Corrections has issued a response to a Petition to Initiate Rulemaking from Philip Adlington. In Final Order DC99-06, the Department denied the Petition to adopt a rule requiring that all inmates receive payment for work performed.

A copy of the Order may be obtained from: Perri King Dale, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY

NOTICE IS HEREBY GIVEN that the Public Employees Relations Commission has received and will consider the following Petition for Declaratory Statement:

Case No.: DS-99-001

In Re: Petition for Declaratory Statement for Florida State Lodge, Fraternal Order of Police

The Florida State Lodge, Fraternal Order of Police is petitioning the Public Employees Relations Commission to issue a Declaratory Statement concerning the following issue:

Issue: Can a Union negotiate a mandatory contribution of Pool Time for use by its Representatives (to Negotiate and Administer a Collective Bargaining Agreement) when such time was never part of leave time bargained for any individual, and was negotiated solely as pool time and thus is not an individual contribution?

A copy of the petition may be obtained by writing: Clerk, Public Employees Relations Commission, 2586 Seagate Drive, Suite 100, Tallahassee, Florida 32301-5032.

Any person desiring to submit a statement regarding the petition may do so by filing such statement at the above address within 20 days of the date of this publication.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued a declaratory statement in In Re: Petition for Declaratory Statement, St. Augustine Ocean and Racquet Club Condominium Association, Inc., Petitioner; Docket Number DS98182.

The declaratory statement provided, in summary, that pursuant to section 718.111(12), Florida Statutes (Supp. 1998), the St. Augustine Ocean and Racquet Club Condominium Association may not preclude any unit owner from accessing all of the

Association's rental records, including the unit/unit owner identifying and financial information such as contained in the "Unit Income Expense Activity" reports.

A copy of the Declaratory Statement may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030.

**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 BANKING AND FINANCE

INVITATION TO BID

The Division of Bond Finance, State Board of Administration is requesting bids from qualified offerors interested in becoming the lessor under the Consolidated Equipment Financing Program. Bids will be received until March 9, 1999,

1:00 p.m., Eastern Time. Submit bids or inquires to: Division of Bond Finance, State Board of Administration, Hermitage Centre, 1801 Hermitage Blvd., Suite 200, Tallahassee, Florida 32308 (by overnight delivery or certified mail); Division of Bond Finance, State Board of Administration, Post Office Box 13300, Tallahassee, Florida 32317-3300 (by U.S. Mail). Proposals will not be accepted by facsimile.

Interested firms may receive an Invitation to Bid for Consolidated Equipment Financing Program Lessor by contacting: Marie Edwards, Division of Bond Finance, Hermitage Centre, 1801 Hermitage Blvd., Suite 200, Tallahassee, FL, telephone (850)488-4782.

DEPARTMENT OF EDUCATION

NOTICE TO PROFESSIONAL CONSULTANTS

The State of Florida, Board of Regents, Office of Facilities Planning announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project No. BR-057

Project and Location: FAMU/FSU Challenger Learning Center, FAMU/FSU College of Engineering, Innovation Park, Tallahassee, Florida

This project is Phase I of a multiphased project. Phase I consists of preparing the site, extending necessary utilities and constructing space to house a mission simulator, aerospace exhibit hall, offices, teaching and support areas. The selected firm will provide design, construction documents and administration for the project. The construction budget for Phase I is approximately \$1,100,000. Blanket professional liability insurance will be required for this project in the amount of \$500,000 and will be provided as a part of basic services. Contingent upon availability of funds and successful performance on Phase I, the consultant may be retained for subsequent design phases.

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. A completed Board of Regents "Professional Qualifications Supplement," Revised September 15, 1997. Applications on any other form will not be considered.

2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit five copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application information will not be returned.

The plans and specifications for State University System 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 \$10,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained by contacting: Kim Ball, AIA, Architect, Board of Regents, Office of Facilities Planning, 1602 Florida Education Center, 325 West Gaines Street, Tallahassee, Florida 32399-1950.

Submittals must be received in the BOR Office of Facilities Planning by 3:00 p.m. local time on March 31, 1999.

Facsimile (FAX) submittals are not acceptable and will not be considered. The submittal will be applicable for this project only.

REQUEST FOR BID

The University of Florida, Purchasing Division will receive sealed bids for the following: 99L-152, W/O 150558, Reclaimed Water and Potable Water Transmission System Improvements, estimated budget: \$270,000-\$285,000, to be opened March 23, 1999, 2:30 p.m. in Purchasing, Elmore Hall, Radio Road, Gainesville, FL Local Time. Scope of work: Excavation, backfill and compaction for underground utilities. Installation of reclaimed water transmission main and potable water transmission main. Required well modifications. Testing of installed systems as required. Roadway and other restoration. Restoration and site clean-up. Submittal of Record Drawings.

Specifications and Plans will be available in Purchasing, Elmore Hall, Radio Road, Gainesville, FL, Telephone (352)392-1331. A Mandatory Pre-Bid Meeting will be held March 9, 1999, 10:30 a.m. in the Physical Plant Division Architecture/Engineering Conference Room, Building 700, Radio Road, Gainesville, FL. All questions should be directed to: A. J. Sontag, Assistant Director, UF Purchasing (352)392-1331, Ext. 306.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-bid or Bid opening, contact Emily J. Hamby, (352)392-1331, Ext. 303, within three (3) days of the event.

Invitation To Bid

Sealed bids will be received and publicly opened at Florida A & M University.

Bid No. 7206 Opening Date: 3/16/99 Time: 2:00 p.m.

Title: Insurance for FAMU Summer Camp Program

Bid No. 7203 Opening Date: 3/31/99 Time: 2:00 p.m.

Title: Installation and Operations of Automatic Teller Machine (ATM's)

All bidders are required to attend a mandatory pre-bid conference, which will be held on March 9, 1999, 10:00 a.m., University's Operation and Maintenance Facility, Conference Room 120, 2400 Wahnish Way, Tallahassee, FL 32307. University's representative will be available to answer questions relative to the Invitation to Bid and conduct a site visit as necessary. Any suggestions or modifications may be presented in writing to or discussed with the University's representative(s) at this meeting and may be considered by said representative(s) as possible amendments to the Invitation to Bid.

Accommodations for Disabilities: Please indicate if special accommodation because of a disability is needed. If an accommodation is needed in order to participate in this activity, please contact the Purchasing Department at least seven days prior to the activity.

Bid Specifications: The bid document may be obtained at: Florida A & M University, Purchasing Department, Foote-Hilyer Administrative Center, Room 210, Tallahassee, FL 32307-3200, (850)599-3203. Contact person: Larry J. Mosley, Assistant Purchasing Director. The University reserves the right to reject any and all bids.

CALL FOR RE-BIDS NO. 2

Made by Florida A & M University, on behalf of the State of Florida, Board of Regents.

PROJECT NAME: New Beginnings Child Care Center, NO.: BR-339, LOCATION: Florida A & M University, Tallahassee, Florida

PROJECT BUDGET: \$1,365,600.00

QUALIFICATION: All Bidders must be qualified at the time of bid opening in accordance with the Instructions to Bidders, Article B-2. Sealed bids will be received on:

DATE AND TIME: March 30, 1999, until 2:00 p.m., local time

PLACE: Plant Operations Facility, Office of Facilities Planning and Construction, Room 100, 2400 Wahnish Way, Florida A & M University, Tallahassee, FL, immediately after which time and place they will be publicly opened and read aloud down the hall in Conference Room 120

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the Drawings and Project Manual, which may be obtained or examined at the office of the

Architect/Engineer: Rolando J. Gutierrez, Architects, 2017 Delta Boulevard, Suite 201, Tallahassee, FL 32303, Phone (850)386-2674.

MINORITY PROGRAM: Bidders are encouraged to utilize Minority Business Enterprises certified by the Minority Business Advocacy and Assistance Office, Department of Labor and Employment Security. Consideration will be given to the percentage of participation, as described in the Instructions to Bidders, in the award of the contract.

PRE-SOLICITATION/PRE-BID MEETING: Pre-solicitation/pre-bid meeting attendance is mandatory. Minority Business Enterprise firms are invited to attend to become familiar with the project specifications and to become acquainted with contractors interested in bidding the project. The meeting has been scheduled for:

DATE AND TIME: March 16, 1999, 2:00 p.m., local time

PLACE: Florida A & M University, Plant Operations Building, Conference Room 120, 2400 Wahnish Way, Tallahassee, FL

DEPOSIT: \$200.00 per set of Drawings and Project Manual is required with a limit of three (3) sets per general contractor or prime bidder; and two (2) sets of drawings and Project Manuals for plumbing, heating/ventilating/air conditioning and electrical contractors acting as subcontractors.

REFUND: The deposit shall only be refunded to those general contractors, prime bidders, or plumbing, heating/ventilating/air conditioning and electrical contractors acting as either prime or subcontractors, who after having examined the drawings and specifications:

- a. submit a bona fide bid, or
- b. provide written evidence that they have submitted bids as subcontractors for plumbing, heating/ventilating/air conditioning, or electrical work, and who return the Drawings and Project Manual in good condition within fifteen (15) days after receipt of bids.

PURCHASE: Full sets of bidding documents may be examined at the Architect/Engineer's office and local plan rooms. Full sets may be purchased through the Architect/Engineer for \$200.00 per set for the printing and handling cost. Partial sets may be purchased at \$2.00 per sheet of the Drawings and \$.50 per page per copy of the Project Manual, and are sold subject to the provisions of Article B-27 of the Instructions to Bidders.

PUBLIC ENTITY CRIMES: As required by Section 287.133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The successful contractor 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.

NOTICE OF CHANGE

The University of Central Florida, on behalf of the State of Florida, Board of Regents, announces that Professional Services in the discipline of Architecture/Engineering will be required for the project listed below:

Project No. BR-447

Project and Location: Student Housing Academic Villages, University of Central Florida, Orlando, Florida 32816-3020.

The submittal due date has been changed from Monday, March 15, 1999. Submittals must be received in the Physical Plant Building, University of Central Florida, by 5:00 p.m. local time, on Friday, March 26, 1999. Facsimile (FAX) submittals are not acceptable and will not be considered.

University of Central Florida, Office of Facilities Planning, 4000 Central Florida Boulevard, P. O. Box 163020, Orlando, FL 32816-3020, Phone (407)823-2166, Fax (407)823-5141, Email: pnewman@mail.ucf.edu, Web site www.fp.ucf.edu.

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF CONTINGENT FUNDING AVAILABILITY FROM THE U.S. DEPARTMENT OF JUSTICE

The State of Florida Prevention of Sexual and Domestic Violence Section within the Department of Community Affairs will apply for a grant from the U.S. Department of Justice for funds under the Rural Domestic Violence and Child Victimization Enforcement Grant program. Funds may be used to address programs focused on ending domestic violence within rural and under-served populations.

Applicants that are eligible to apply for this grant are local units of government, public entities and private entities. These entities may submit applications for these federal grants to the Prevention of Sexual and Domestic Violence Section for review and submission to the U.S. Department of Justice. The deadline for submission of proposals is Monday, March 29, 1999, 5:00 p.m. (EST) to: Rural Initiatives Program, Prevention of Domestic and Sexual Violence Section, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

Copies of the instructions for preparing the application are available by contacting the Prevention of Domestic and Sexual Violence Section, (850)921-2168, and providing your name and title, your agency's name and complete mailing address and telephone number.

For additional information, call (850)921-2168. All expenses incurred to develop and submit these applications will be the responsibility of the applicant. Expenses may not be charged to the grant or the applications.

DEPARTMENT OF TRANSPORTATION**NOTICE OF CORRECTION**

NOTE: This is a correction to the notice published in the February 19, 1999, Florida Administrative Weekly. The notice is the same except that earlier references to "letters of interest" have been changed to "Bid Proposals" in the opening sentence of the notice and in the last sentence of the "Prequalification Requirements" section.

The Department of Transportation, District 7, is soliciting Bid Proposals for the Design-Build project identified below.

Bid Proposals as well as technical proposals must be received by 2:30 p.m., Wednesday, April 14, 1999, Tampa District Office.

There were to be a public bid opening on Wednesday, April 14, 1999, 2:30 p.m., District Seven, Administration Building, 11201 N. McKinley Drive, Tampa, FL 33612-6456.

PROJECT NAME: S.R. 700 (U.S. 98) Resurfacing, Restoration and Rehabilitation Pasco County, Florida

FINANCIAL PROJECT ID: 256408 1 52 01

PROJECT DESCRIPTION: Design/Build services to mill and resurface approximately 1.4 miles of two lane State Road 700 from US 301 to just south of the Withlacoochee River Bridge.

DESIGN/BUILD services will include preparation of construction plans necessary for resurfacing this project in accordance with FDOT standards. The firm shall be responsible for all work necessary and incidental for the completion of the design and construction of this project unless otherwise noted herein

PREQUALIFICATION REQUIREMENTS: The contractor team members must be prequalified under Rule Chapter 14-22, Florida Administrative Code, by the Contracts Administration Office, by the due date for proposals, the following type of work: Roadway Milling and Resurfacing Team members involved in professional services, as identified under 287.055, Florida Statutes, must be prequalified under Rule 14-75, Florida Administrative Code, or have submitted an application for prequalification to the Contractual Services Office, on or before the due date for Bid Proposals, in the following types of work: 3.1 Minor Roadway Design

DBE PARTICIPATION GOAL: 8% Any DBE Certified DBE

BONDING: A 5% bid bond will be required from any firm submitting a proposal. A 100% performance bond will be required from the firm awarded the project.

RESPONSE PROCEDURE: Prequalified firms interested in being considered for the project may request a copy of the Request for Proposal (RFP) from: John D. Ellis, District Contracts Office, (813)975-6036. The final date to request an RFP package will be March 5, 1999.

SELECTION PROCEDURE: The Department will publicly open the price proposals at the date, time, and location specified above. Then the technical proposal of the low bidder will be reviewed to determine its responsiveness. If found to be

non-responsive, the next low bidder will be considered. A bid proposal will be considered non-responsive if it does not contain all the information and level of detail requested in the RFP.

Pursuant to Administrative Rule Chapter 14-25, F.A.C., Chapter 120, Florida Statutes, and Section 337.11, Florida Statutes, any person affected by a bid solicitation shall file both a notice of protest and bond within 72 hours of the receipt of the bid documents, and shall file a formal written protest within 10 days after filing the notice of protest. The required notice of protest, bond and formal protest must each be filed timely with: Florida Department of Transportation, Clerk of Agency Proceedings, 605 Suwannee Street, MS 58, Room 550, Tallahassee, FL 32399-0458.

The Department shall reserve the right to reject all proposals and or waive minor proposal irregularities.

DEPARTMENT OF CORRECTIONS**NOTICE TO BIDDER**

Sealed bids will be received by the Florida Department of Corrections, Region V, Purchasing Office, 4520 Oak Fair Blvd., Tampa, FL 33610, until 10:00 a.m., March 26, 1999. Bid No. Region 5-99-0002 to furnish and install approximately 8,000 linear feet of FIREPROOFING, for the Sebring Building, 525 Mirror Lake Drive, St. Petersburg, Florida 33701. There will be a mandatory bidders conference at the Sebring Building, 10:00 a.m., March 11, 1999.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from the Department of Corrections, Purchasing Department, Tampa, FL 33610, (813)744-8746. Right is reserved to reject any or all bids.

SPECIAL NOTE: If you require accommodation because of a disability in order to participate in the Bid Process, please contact Larry Rogers, (813)744-8746, by March 10, 1999.

NOTICE TO BIDDER

Sealed bids will be received by the Florida Department of Corrections, Region V, Purchasing Office, 4520 Oak Fair Blvd. Tampa, FL 33610, until 2:00 p.m., March 26, 1999. Bid No. Region 5-99-0003 to furnish wall paneling, approximately 230' X 12' for the Sebring Building located at 525 Mirror Lake Drive, St. Petersburg, Florida 33701. There will be a mandatory bidders conference at the Sebring Building, 2:00 p.m., March 11, 1999.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from the Department of Corrections, Purchasing Department, Tampa, FL 33610, (813)744-8746. Right is reserved to reject any or all bids.

SPECIAL NOTE: If you require accommodation because of a disability in order to participate in the Bid Process, please contact Larry Rogers, (813)744-8746, by March 10, 1999.

NOTICE TO BIDDER

Sealed bids will be received by the Florida Department of Corrections, Region V, Purchasing Office, 4520 Oak Fair Blvd., Tampa, FL 33610, until 2:00 p.m., March 29, 1999. Bid No. Region 5-99-0004 to remove existing roofing, furnish and install a Modified Bituminous Membrane Roof with flashing, approximately 90' X 125' for the Sebring Building located at 525 Mirror Lake Drive, St. Petersburg, Florida 33701. There will be a mandatory bidders conference at the Sebring Building at 10:00 a.m., March 12, 1999.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Department of Corrections, Purchasing Department, Tampa, FL 33610, (813)744-8746. Right is reserved to reject any or all bids.

SPECIAL NOTE: If you require accommodation because of a disability in order to participate in the Bid Process, please contact Larry Rogers, (813)744-8746 by March 10, 1996.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 10:00 a.m., April 12, 1999. Bid Number 99-MTCI-0003 to provide Canteen Services for resale items specifically crackers and cookies at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 2:00 p.m., April 12, 1999. Bid Number 99-MTCI-0004 to provide Canteen Services for resale items specifically coffee and hot cocoa at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 10:00 a.m., April 13, 1999. Bid Number 99-MTCI-0005 to provide Canteen Services for resale items specifically beverages and juices at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 2:00 p.m., April 13, 1999. Bid Number 99-MTCI-0006 to provide Canteen Services for resale items specifically groceries at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 10:00 a.m., April 14, 1999. Bid Number 99-MTCI-0007 to provide Canteen Services for resale items involving sundries at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 2:00 p.m., April 14, 1999. Bid Number 99-MTCI-0008 to provide Canteen Services for resale items specifically cosmetics at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 10:00 a.m., April 15, 1999. Bid Number 99-MTCI-0009 to provide Canteen Services for resale items specifically snack cakes at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 2:00 p.m., April 15, 1999. Bid Number 99-MTCI-0010 to provide Canteen Services for resale items specifically bagged snacks at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 10:00 a.m., April 16, 1999. Bid Number 99-MTCI-0011 to provide Canteen Services for resale items specifically prepared sandwiches at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 2:00 p.m., April 16, 1999. Bid Number 99-MTCI-0012 to provide Canteen Services for resale items specifically milk products at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 10:00 a.m., April 19, 1999. Bid Number 99-MTCI-0013 to provide Canteen Services for resale items specifically ice cream and frozen novelties at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 2:00 p.m., April 19, 1999. Bid Number 99-MTCI-0014 to provide Canteen Services for resale items specifically tobacco products at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 10:00 a.m., April 20, 1999. Bid Number 99-MTCI-0015 to provide Canteen Services for resale items specifically candy at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956, (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

NOTICE TO BIDDERS

Sealed bids will be received by Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956 until 1:00 p.m., April 7, 1999. Bid Number 99-MTCI-0002 to provide Vending Services for Consumable Items at Martin Correctional Institution.

Minority vendors are encouraged to participate in the bidding process. Bid sheets, specifications and general conditions may be secured from: Martin Correctional Institution, 1150 S. W. Allapattah Road, Indiantown, Florida 34956; (561)597-3705, Ext. 125. Right is reserved to reject any or all bids.

GAME AND FRESH WATER FISH COMMISSION

**NOTICE TO PROFESSIONAL CONSULTANTS
PUBLIC ANNOUNCEMENT FOR PROFESSIONAL
SERVICES FOR ENGINEERING**

Competitive sealed invitation to bid will be received by the Purchasing Office until the time and date shown for the following:

DATE: March 15, 1999, 3:00 p.m., EST

BID NO.: GFC 98-65

BID TITLE: MONTGOMERY LAKE STORMWATER RETENTION POND, LAKE CITY, COLUMBIA COUNTY, FLORIDA

RESTRICTIONS: Pursuant to Section 287.09451 and 288.703, Florida Statutes and Rule 38A-20.003(7), F.A.C., this procurement solicitation is limited to Minority Business Enterprises Certified in accordance with Section 287.0943, Florida Statutes and applicable rules. Only those Certified Minority Business Enterprises that are certified at the time are eligible for an award.

SERVICES TO BE PROVIDED: The Design Professional is expected to schedule services and design phases (preliminary and final design), request additional services (such as soil boring, surveys, testing, permits, etc...) leading to a design solution with adequate documentation, and make the necessary inspections and observations to assure the Contractor meets the requirements of the plans and specifications.

SOLICITATION OF INTEREST: To request a complete Solicitation of Interest announcement, contact the Commission Engineer: Dr. Mahmoud Madkour, P. E., Division of Fisheries, Room 302H, Florida Game and Fresh Water Fish Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, telephone number (850)488-5531, fax number (850)921-1750, email: madkoum@gfc.state.fl.us.

PROPOSAL: Proposals must be submitted in full accordance with requirements of the Bidding and Contractual Conditions. Bid specifications may be obtained from: Florida Game and Fresh Water Fish Commission, 620 South Meridian Street, Purchasing Room 364, Bryant Building, Tallahassee, Florida 32399-1600.

A copy of the ITB may be obtained from the above address or by calling (850)488-3427. The Commission reserves the right to reject any and all bid/proposals.

WATER MANAGEMENT DISTRICTS

**REQUEST FOR PROPOSALS ("RFP")
RECREATION RESOURCE INVENTORY AND
EVALUATION ON THE ECONFINA CREEK WATER
MANAGEMENT AREA**

RFP #99-004

The Northwest Florida Water Management District, Route 1, Box 3100, Havana, Florida 32333, will receive sealed proposals for Recreation Resource Inventory and Evaluation on the Econfina Creek Water Management Area until 3:00 p.m., (EST), March 31, 1999.

All proposals must conform to the instructions in the RFP. Interested parties may obtain a copy of the complete RFP package at the above address or by calling (850)539-5999.

The opening of the proposals is public. Provisions will be made to accommodate the handicapped provided the District is given at least 72 hours advance notice.

All proposals must comply with applicable Florida Statutes.

DEPARTMENT OF MANAGEMENT SERVICES

Lease No.: 720:0081

The Department of Management Services is seeking 15,000 square feet of lease space, suitable for administrative offices. Sealed proposals will be accepted until 2:00 p.m., March 23, 1999, 4050 Esplanade Way, Building 4030, Suite 380, Tallahassee, Florida 32399-0950. Lease space being offered must be ready for occupancy effective August 15, 1999, and be located within the City Limits of Tallahassee.

A pre-proposal conference will be held on March 4, 1999, 2:00 p.m., at the above address.

Requests for Proposal, containing specifications and conditions may be obtained from Carolyn Williams, General Services Specialist, Department of Management Services, at the above address, on or after February 25, 1999. For information, you may call (850)488-6422.

**NOTICE TO PROFESSIONAL CONSULTANTS
PUBLIC ANNOUNCEMENT FOR PROFESSIONAL
SERVICES FOR
ARCHITECTURE – ENGINEERING**

The State of Florida, Department of Management Services, Building Construction announces that professional services are required for the project listed below. Applications are to be sent to: Daryl H. Ellison, Department of Management Services, Building Construction, 4050 Esplanade Way, Building 4030, Suite 335, Tallahassee, Florida 32399-0950.

PROJECT NAME: PLANNING, PHASE 3
 PROJECT NUMBER: TBD
 PROJECT LOCATION: CAPITAL CIRCLE OFFICE CENTER, TALLAHASSEE, FLORIDA
 SERVICES TO BE PROVIDED: Master planning, civil engineering, DRI services, traffic analysis, stormwater analysis for a 50-acre site to contain approximately 500,000 GSF of office space. At the Owner's option, this contract may be extended to include Phase 4 for a separate 45-acre parcel to contain an additional 500,000 GSF of office space.
 CLIENT AGENCY: Department of Management Services, Facilities Management
 CLIENT AGENCY REPRESENTATIVE: Phil Maher
 DMS PROJECT DIRECTOR: Daryl H. Ellison
 PHONE NO: (850)488-5885
 RESPONSE DUE DATE: March 29, 1999, 5:00 p.m. Local time

The results of this selection will be posted at Department of Management Services, 4030 Esplanade Way, Suite 335 during regular business hours on April 26, 1999.

INSTRUCTIONS

- Submit three (3) copies of the following:
1. Letter of interest, which indicates the firm's qualifications, related, experience, the firm's abilities to do the work and other pertinent data.
 2. Current Professional Qualifications Supplement (PQS) Form DBC5112 revised 10/97. Call (850)488-5885 if you do not have this form.
 3. Firm's current Florida Professional Registration License Renewal.
 4. For Corporations only: If the firm offering services is a corporation, it must be properly chartered with the Department of State to operate in Florida and must provide a copy of the firm's current Florida Corporate Charter.
 5. Completed SF-254.
 6. Completed SF-255.

If firms wish to be notified directly of selection results, please include one stamped, self-addressed envelope for these selection results. Firms must be properly registered at the time of application to practice their profession in the State of Florida. Representative samples of related work may be submitted in a separate binder. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. All information received will be maintained with the project file and will not be returned.

Applicants are advised that plans and specifications for A/E projects may be reused. An appropriate contractual agreement will be made with the selected firm should this be necessary. Any protests of the selection must be made within 72 hours of posting the selection results. If no protest is received within 72 hours, negotiation and contract award will proceed with the selected firm. The selected firm will be notified and announcement of selected firms will be published in the Florida Administrative Weekly.

DEPARTMENT OF HEALTH

INVITATION TO BID

COMPETITIVE SEALED INVITATION TO BID WILL BE RECEIVED BY THE PURCHASING OFFICE UNTIL THE TIME AND DATE SHOWN FOR THE FOLLOWING:

DATE AND TIME: MARCH 17, 1999, 2:00 P.M.
 BID NO.: AGH101

BID TITLE: PURCHASE – LINEN SERVICES
 PROPOSAL: PROPOSALS MUST BE SUBMITTED IN FULL ACCORDANCE WITH REQUIREMENTS OF THE BIDDING AND CONTRACTUAL CONDITIONS. BID SPECIFICATIONS MAY BE OBTAINED FROM: SALVATORE PARDI, PURCHASING MANAGER, A. G. HOLLEY STATE HOSPITAL, 1199 W. LANTANA ROAD, BASEMENT, ROOM 37, LANTANA, FL 33465.

**A MANDATORY BID CONFERENCE AND SITE VISIT WILL BE HELD AT THE HOSPITAL ADDRESS ON MARCH 5, 1999, 2:00 P.M.

A COPY OF THE ITB MAY BE OBTAINED FROM THE ABOVE ADDRESS OR BY CALLING (561)540-3703. THE COMMISSION RESERVES THE RIGHT TO REJECT ANY AND ALL BID/PROPOSALS.

**HIV/AIDS Prevention Projects
 RFP Number 13, Round 10**

(This Notice is a Re-Bid of RFP 06, Round 9 in Department of Health Area 2B only)

The Centers for Disease Control and Prevention has provided funds to the Florida Department of Health, Bureau of HIV/AIDS to address reducing the transmission of the Human Immunodeficiency Virus (HIV) within groups practicing high or increased risk behaviors. The department is requesting proposals from non-profit community-based organizations (CBO's) and AIDS services organizations (ASO's), to conduct

innovative and culturally sensitive HIV prevention projects within the Area 2B counties of Liberty, Franklin, Gadsden, Leon, Wakulla, Jefferson, Madison and Taylor.

Area 2B is one of seventeen geographical areas in Florida which comprise the Florida HIV/AIDS Community Planning Group, a planning body that consists of state/local agencies, non-governmental organizations and representatives of infected and affected communities who make recommendations to the Florida Department of Health.

The term of this Request for Proposal funding will be up to (12) months, with a non-competitive renewal possible for one (1) additional year, contingent upon satisfactory performance and availability of funds. The anticipated contract period is July 1, 1999 to June 30, 2000. The Department of Health anticipates funding of \$93,058 for this Request for Proposal, with up to two (2) contracts ranging from \$45,000 to \$93,058.

The bidders' conference will be held on February 26, 1999, from 9:00 a.m. - 12:00 noon, or until there are no more questions, whichever is earlier, at the Florida Department of Health, 1309 Winewood Blvd., Building 6, 4th Floor, Room 407, Tallahassee, Florida 32399-0700.

Bidders who submit to the Department of Health a Notice of Intent to submit a proposal that is postmarked no later than March 15, 1999, will be guaranteed to receive all information regarding addenda to or inquiries about the Request for Proposals.

Facsimile (FAX) documents will not be honored. The closing date for the receipt of all proposals is March 12, 1999, 12:00 p.m. (ET), with the opening of all proposals beginning the same day at 12:01 p.m.

Copies of the complete Request for Proposals are available from: Adrienne D. Sanders, Prevention Program Advisor, Florida Department of Health, Bureau of HIV/AIDS by mail at: 2020 Capital Circle, S. E., Bin #A09, Tallahassee, Florida 32399-1715 or at the physical address: 1309 Winewood Blvd., Building 6, 4th Floor, Room 412, Tallahassee, FL 32399-0700.

To serve the best interest of the state, the Department reserves the right to reject any and all proposals received in response to the RFP.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

INVITATION TO BID

Competitive sealed bids will be received in the Department of Children and Family Services, District III, Tacachale Purchasing Office, 1621 N. E. Waldo Road, Gainesville, Florida 32609 until 2:00 p.m., March 11, 1999 for the following:

MILK

Interested bidders may obtain bid forms and specifications by writing or calling the Tacachale Purchasing Office at the above address. Telephone (352)955-5537. The Department reserves the right to reject any or all bids.

C&F 99-93RN

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

PUBLIC NOTICE

The Division of Historical Resources announces that it is soliciting applications for Special Category projects. These legislative grants are available for major historic preservation and history museum projects with needs in excess of \$50,000.

Grants may be awarded for major historic building restorations, archaeological excavations, and history museum exhibitions. If the projects receive legislative approval, funds will become available after July 1, 2000.

The deadline for filing applications is June 1, 1999 and applications must be delivered to the Bureau of Historic Preservation office by 5:00 p.m. on that date or be clearly postmarked or show evidence of submission to an express mail service on or before that date.

Further information may be obtained from: Grants and Education Section, Bureau of Historic Preservation, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, or call (850)487-2333.

DEPARTMENT OF BANKING AND FINANCE

**NOTICE OF FILINGS OF APPLICATIONS
FOR LICENSES AND MERGERS**

NOTICE IS HEREBY GIVEN that the Department of Banking and Finance, Division of Banking, has received the following application. Comments may be submitted to the Director, Division of Banking, 101 East Gaines Street, Suite 636, Fletcher Building, Tallahassee, Florida 32399-0350, for inclusion in the official record without requesting a hearing; however, any person may request a public hearing by filing a petition with the Clerk, Legal Division, Department of Banking and Finance, 101 East Gaines Street, Suite 526, Fletcher Building, Tallahassee, Florida 32399-0350, pursuant to provisions specified in Chapter 3C-105.100, Florida Administrative Code. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., March 19, 1999):

APPLICATION TO MERGE

Constituent Institutions: Space Coast Credit Union, Melbourne, Florida and Daytona News-Journal Credit Union, Daytona Beach, Florida

Resulting Institution: Space Coast Credit Union, Melbourne, Florida

Received: February 12, 1999

DEPARTMENT OF INSURANCE

NOTICE IS HEREBY GIVEN BY THE DEPARTMENT OF INSURANCE the following carrier, pursuant to s. 627.6699(10), F.S., has elected to become "risk-assuming": Seaboard Life Insurance Company. Public comments will be received until March 20, 1999. Comments may be addressed to: Larry Daniels, Bureau of Life and Health Forms and Rates, 200 East Gaines Street, Tallahassee, Florida 32399-0327, (850)922-3152, Ext. 5026.

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, Titan Motorcycle Co. of America, intends to allow the establishment of Great White North d/b/a Titan Motorcycles of S. W. Florida, as a dealership for the sale of Titan motorcycles, at 1600 Estero Boulevard, Ft. Myers (Lee County), Florida 32789, on or after January 20, 1999.

The name and address of the dealer operator(s) and principal investor(s) of Great White North d/b/a Titan Motorcycles of S. W. Florida is Mr. Donn Proudfoot, 845 San Carlos Road, Ft. Myers, Florida 33931.

The notice indicates an 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: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Mr. Rob Winchester, Dealer Development Manager, Titan Motorcycle Co. of America, 2222 West Peoria Avenue, Phoenix, Arizona 85029.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Motorrad of North America, intends to allow the establishment of Ride, as a dealership for the sale of motorcycles, at 710 Washington Street #12, Miami (Dade County), Florida 33139, on or after March 1, 1999.

The name and address of the dealer operator(s) and principal investor(s) of Ride are: Urkia Hernandez, 10275 Collins Avenue #1222, So., Bal Harbor, Florida 33154 and Alison Filippazzo, 10185 Collins Avenue #818, Bal Harbour, Florida 33154.

The notice indicates an 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: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Ray Campanile, Vice President/GM, MuZ of North America, 4 Signal Avenue, Suite C, Ormond Beach, Florida 32174.

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.

WATER MANAGEMENT DISTRICTS

The St. Johns River Water Management District hereby publishes its approved priority list and schedule for the establishment of minimum flows and levels pursuant to section 373.042(2), F.S., for the period 1999 through 2001.

1999

TYPE	COUNTY	WATERBODY
Riverine	Brevard	St. Johns River at Lake Washington*
	Orange and Osceola	Taylor Creek*
Springs	Volusia	Blue Springs*, DeLeon Springs
Lakes	Lake	Apshawa North, Flat, Louisa
	Marion	Weir*
	Polk	Lowery*
	Putnam	Star
	Volusia	Big, Carraway, Coon, Gertie, Hires, Hokey, McGarity, North Talmage, Scoggins, Trout, Winona*

2000	COUNTY	WATERBODY
TYPE	Volusia	Gemini, Green
Springs	Lake	Boggy Marsh, Mineola, Pine Island
Lakes	Orange	Black, Burkett, Irma, Johns, Pearl
	Putnam	Swan
	Seminole	BelAir*, Brantley, Deforest*, East Crystal*, West Crystal*
	Volusia	Gleason
2001	COUNTY	WATERBODY
TYPE	Volusia	St. Johns River near DeLand*
Riverine	Brevard	Fox, South
Lakes	Clay	Johnson, Pebble
	Lake	Apshawa South, Cherry, Griffin*, Sawgrass
	Marion	Nicotoon
	Orange	Martha
	Seminole	Banana, Bear Gully, Horseshow
	Volusia	Indian

*St. Johns River Water Management District is voluntarily conducting of will voluntarily conduct independent scientific peer review for these water bodies.

AGENCY FOR HEALTH CARE ADMINISTRATION

CERTIFICATE OF NEED EXEMPTIONS

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Seminole	District: 7
ID #: 9900018	Issue Date: 2/3/99
Facility/Project: Central Florida Regional Hospital	
Applicant: Central Florida Regional Hospital, Inc.	
Project Description: Renovations.	

Proposed Project Cost: \$10,500,000 Equipment Cost:
 County: Sarasota District: 8
 ID #: 9900019 Issue Date: 2/3/99
 Facility/Project: Sarasota Memorial Hospital
 Applicant: Sarasota County Public Hospital Board
 Project Description: Renovate the nursing unit.

Proposed Project Cost: \$300,000 Equipment Cost:
 County: Alachua District: 3
 ID #: 9900020 Issue Date: 2/3/99
 Facility/Project: North Florida Regional Medical Center
 Applicant: HCA Health Services of Florida, Inc.
 Project Description: Renovations for cardiac cath. lab.

Proposed Project Cost: \$2,500,000 Equipment Cost:
 County: Marion District: 3
 ID #: 9900023 Issue Date: 2/3/99
 Facility/Project: Munroe Regional Medical Center
 Applicant: Munroe Regional Health Systems, Inc.
 Project Description: Renovations for emergency fast track treatment area.

Proposed Project Cost: \$914,200 Equipment Cost:
 County: Broward District: 10
 ID #: 9900024 Issue Date: 2/3/99
 Facility/Project: Floria Medical Center
 Applicant: FMC Hospital, Inc.
 Project Description: Renovate storage room in to cardiac cath. lab.

Proposed Project Cost: \$2,725,000 Equipment Cost:
 County: Broward District: 10
 ID #: 9900025 Issue Date: 2/3/99
 Facility/Project: Floria Medical Center
 Applicant: FMC Hospital, Inc.
 Project Description: Renovations to create a special procedures room.

Proposed Project Cost: \$1,175,000 Equipment Cost:
 County: Okaloosa District: 1
 ID #: 9900026 Issue Date: 2/3/99
 Facility/Project: Fort Walton Beach Medical Center
 Applicant: Fort Walton Beach Medical Center, Inc.
 Project Description: Expand emergency medicine department.

Proposed Project Cost: \$2,500,000 Equipment Cost:
 County: Orange District: 7
 ID #: 9900027 Issue Date: 2/3/99
 Facility/Project: Princeton Hospital
 Applicant: Princeton Hospital, Inc.
 Project Description: Renovations.

Proposed Project Cost: \$10,000 Equipment Cost:
 County: Indian River District: 9
 ID #: 9900028 Issue Date: 2/3/99
 Facility/Project: IHS of Vero Beach
 Applicant: IHS at Central Florida, Inc.
 Project Description: Renovations.

Proposed Project Cost: Equipment Cost:
 AHCA Purchase Order Number S5900E0099.

CERTIFICATE OF NEED
 RECEIPT OF EXPEDITED APPLICATIONS

The Agency for Health Care Administration received the following Certificate of Need applications for expedited review:

County: Broward Service District: 10
 CON#: 9152 Application Receipt Date: February 16, 1999
 Facility/Project: Life Care Health Resources, Inc.
 Applicant: Life Care Health Resources, Inc.
 Project Description: Divide CON #7563 via the transfer by CON #9113 into two components; one component consisting of 99 beds and the other consisting of 21 beds.

County: Broward Service District: 10
 CON#: 9153 Application Receipt Date: February 16, 1999
 Facility/Project: Life Care Health Resources, Inc.
 Applicant: Life Care Health Resources, Inc.
 Project Description: Transfer 21 beds from CON #7563/9113 via the division by CON #9152
 AHCA Purchase Order Number S5900E0099.

CERTIFICATE OF NEED
 DECISION ON EXPEDITED APPLICATION

The Agency for Health Care Administration made the following decision on Certificate of Need application for expedited review:

County: Palm Beach Service District: 9
 CON #: 9115 Decision Date: 2/8/99 Decision: A
 Facility/Project: Good Samaritan Medical Center
 Applicant: Good Samaritan Hospital, Inc.
 Project Description: Transfer CON #8865 from St. Mary's Hospital
 Approved Cost: \$241,748
 A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in

the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.
AHCA Purchase Order Number S5900E0099.

CERTIFICATE OF NEED
LETTERS OF INTENT

The Agency for Health Care Administration received and accepted the following letters of intent for the March 17, 1999 application filing date for hospital and other projects;

- County: Okaloosa District: 1
Date Filed: February 12, 1999 LOI#: H990201
Facility/Project: Fort Walton Beach Medical Center
Applicant: Fort Walton Beach Medical Center, Inc.
Project Description: Add up to 40 acute care beds through the conversion/delicensure of up to 18 skilled nursing beds
- County: Bay District: 2
Date Filed: February 15, 1999 LOI#: H990202
Facility/Project: Gulf Coast Medical Center
Applicant: Bay Hospital, Inc.
Project Description: Establish up to 22 comprehensive medical rehabilitation beds at Gulf Coast Medical Center
- County: Bay District: 2
Date Filed: February 15, 1999 LOI#: H990203
Facility/Project: Gulf Coast Medical Center
Applicant: Bay Hospital, Inc.
Project Description: Establish up to 22 comprehensive medical rehabilitation beds through the addition of up to 22 beds and/or conversion of up to 22 acute care beds and/or SNU beds
- County: Bay District: 2
Date Filed: February 15, 1999 LOI#: H990204
Facility/Project: Gulf Coast Medical Center
Applicant: Bay Hospital, Inc.
Project Description: Establish up to 22 comprehensive medical rehabilitation beds through the conversion of up to 22 acute care beds and/or SNU beds
- County: Bay District: 2
Date Filed: February 15, 1999 LOI#: H990205
Facility/Project: Bay Medical Center
Applicant: Bay Medical Center
Project Description: Establish up to a 22 bed comprehensive medical rehabilitation unit through the conversion/delicensure of up to 18 SNU beds and/or 30 acute care beds

- County: Bay District: 2
Date Filed: February 12, 1999 LOI#: H990206
Facility/Project: HealthSouth Emerald Coast Rehabilitation Hospital
Applicant: Lakeshore System Services of Florida, Inc.
Project Description: Add up to 22 comprehensive medical rehabilitation beds to the existing 40 bed facility
- County: Holmes District: 2
Date Filed: February 3, 1999 LOI#: H990207
Facility/Project: Doctor's Memorial Hospital
Applicant: Holmes County Hospital Corporation
Project Description: Relocate and rebuild a new 34 bed hospital
- County: Duval District: 4
Date Filed: February 9, 1999 LOI#: H990208
Facility/Project: St. Luke's Hospital
Applicant: St. Luke's Hospital Association
Project Description: Establish an adult heart transplantation program
- County: Duval District: 4
Date Filed: February 9, 1999 LOI#: H990209
Facility/Project: St. Luke's Hospital
Applicant: St. Luke's Hospital Association
Project Description: Establish an adult heart and lung transplantation program
- County: Duval District: 4
Date Filed: February 9, 1999 LOI#: H990210
Facility/Project: St. Luke's Hospital
Applicant: St. Luke's Hospital Association
Project Description: Establish an adult lung transplantation program
- County: Volusia District: 4
Date Filed: February 12, 1999 LOI#: H990211
Facility/Project: Atlantic Medical Center – Daytona
Applicant: Daytona Medical Center, Inc.
Project Description: Relocate and construct up to a 214 bed facility through the delicensure of up to 147 acute care beds, 42 adult psychiatric and 25 substance abuse beds
- County: Volusia District: 4
Date Filed: February 15, 1999 LOI#: H990212
Facility/Project: Halifax Medical Center
Applicant: Halifax Hospital Medical Center

Project Description: Establish up to a 100 bed acute care hospital through the transfer of up to 100 acute care beds from the main campus

County: Pinellas District: 5
Date Filed: February 12, 1999 LOI#: H990213

Facility/Project: HealthSouth Rehabilitation Hospital
Applicant: HealthSouth of Largo Limited Partnership

Project Description: Add up to 10 comprehensive medical rehabilitation beds to the existing 60 bed facility

County: Pinellas District: 5
Date Filed: February 15, 1999 LOI#: H990214

Facility/Project: Mease Hospital Countryside
Applicant: Trustees of Mease Hospital, Inc.

Project Description: Add up to five Level II NICU beds by transfer of up to five Level II NICU beds from Mease Dunedin

County: Pinellas District: 5
Date Filed: February 15, 1999 LOI#: H990215

Facility/Project: Mease Hospital Dunedin
Applicant: Trustees of Mease Hospital, Inc.

Project Description: Add up to five Level III NICU beds by transfer of up to five Level III NICU beds from Mease Dunedin

County: Pinellas District: 5
Date Filed: February 15, 1999 LOI#: H990216

Facility/Project: Mease Hospital Countryside
Applicant: Trustees of Mease Hospital, Inc.

Project Description: Add up to 94 acute care beds by the transfer of up to 94 acute care beds from Mease Dunedin

County: Pinellas District: 5
Date Filed: February 12, 1999 LOI#: H990217

Facility/Project: Hospice of The Florida Suncoast, Inc.
Applicant: Hospice of The Florida Suncoast, Inc.

Project Description: Construct up to a 67 bed freestanding hospice facility

County: Hillsborough District: 6
Date Filed: February 12, 1999 LOI#: H990218

Facility/Project: Brandon Regional Hospital
Applicant: Galencare, Inc.

Project Description: Establish an adult open heart surgery program

County: Hillsborough District: 6
Date Filed: February 15, 1999 LOI#: H990219

Facility/Project: Senior Home Care
Applicant: Senior Home Care, Inc.

Project Description: Establish a Medicare certified home health agency

County: Manatee District: 6
Date Filed: February 12, 1999 LOI#: H990220

Facility/Project: Bon Secours Venice Healthcare Corporation
Applicant: Bon Secours Venice Healthcare Corporation

Project Description: Establish a Medicare certified home health agency

County: Manatee District: 6
Date Filed: February 11, 1999 LOI#: H990221

Facility/Project: Manatee Memorial Hospital
Applicant: Manatee Memorial Hospital, L.P.

Project Description: Relocate up to 180 acute care beds from the main campus to construct up to a 180 bed satellite hospital at Lakewood Ranch

County: Brevard District: 7
Date Filed: February 12, 1999 LOI#: H990222

Facility/Project: Oasis Home Care, Inc.
Applicant: Oasis Home Care, Inc.

Project Description: Establish a Medicare certified home health agency

County: Brevard District: 7
Date Filed: February 12, 1999 LOI#: H990223

Facility/Project: Visiting Nurse Association of Indian River
Applicant: Visiting Nurse Association of Indian River County, Inc.

Project Description: Establish a Medicare certified home health agency

County: Orange District: 7
Date Filed: February 15, 1999 LOI#: H990224

Facility/Project: Nirvana Health Services, Inc.
Applicant: Nirvana Health Services, Inc.

Project Description: Establish a Medicare certified home health agency

County: Orange District: 7
Date Filed: February 12, 1999 LOI#: H990225

Facility/Project: Home Healthcare Network of Central Florida, Inc.
Applicant: Home Healthcare Network of Central Florida, Inc.

Project Description: Establish a Medicare certified home health agency

County: Orange District: 7
Date Filed: February 12, 1999 LOI#: H990226

Facility/Project: Sand Lake Hospital
Applicant: Orlando Regional Health Care System, Inc.

Project Description: Add up to 32 acute care medical/surgical beds through the conversion of up to 32 psychiatric beds

County: Orange District: 7
 Date Filed: February 12, 1999 LOI#: H990227
 Facility/Project: Arnold Palmer Hospital
 Applicant: Orlando Regional Healthcare System, Inc.
 Project Description: Add up to 18 acute care labor delivery recovery postpartum beds

County: Collier District: 8
 Date Filed: February 11, 1999 LOI#: H990228
 Facility/Project: North Collier Hospital
 Applicant: Naples Community Hospital, Inc.
 Project Description: Add 30 beds to North Collier Hospital

County: Collier District: 8
 Date Filed: February 11, 1999 LOI#: H990229
 Facility/Project: North Collier Hospital
 Applicant: Naples Community Hospital, Inc.
 Project Description: Add 18 acute care beds through the delicensure of 18 acute care beds from Naples Community Hospital

County: Sarasota District: 8
 Date Filed: February 12, 1999 LOI#: H990230
 Facility/Project: Bon Secours – Venice Hospital
 Applicant: Bon Secours – Venice Healthcare Corporation
 Project Description: Establish an adult autologous bone marrow (peripheral stem cell) transplantation program

County: Palm Beach District: 9
 Date Filed: February 9, 1999 LOI#: H990231
 Facility/Project: Wellington Regional Medical Center
 Applicant: Wellington Regional Medical Center, Inc.
 Project Description: Establish a 10 bed Level II NICU at Wellington Regional Medical Center

County: St. Lucie District: 9
 Date Filed: February 15, 1999 LOI#: H990232
 Facility/Project: Martin Memorial Medical Center, Inc.
 Applicant: Martin Memorial Medical Center, Inc.
 Project Description: Establish a new 80 bed acute care hospital

County: Palm Beach District: 9
 Date Filed: February 12, 1999 LOI#: H990233
 Facility/Project: Palms West Hospital
 Applicant: Columbia Palms West Hospital, L.P.
 Project Description: Add up to 40 acute care beds

County: Broward District: 10
 Date Filed: February 12, 1999 LOI#: H990234
 Facility/Project: Oasis Home Care, Inc.
 Applicant: Oasis Home Care, Inc.
 Project Description: Establish a Medicare certified home health agency

County: Broward District: 10
 Date Filed: February 11, 1999 LOI#: H990235
 Facility/Project: Memorial Regional Hospital
 Applicant: South Broward Hospital District
 Project Description: Add up to 12 Level II NICU beds

County: Broward District: 10
 Date Filed: February 11, 1999 LOI#: H990236
 Facility/Project: Memorial Hospital West
 Applicant: South Broward Hospital District
 Project Description: Add up to 10 Level II NICU beds

County: Dade District: 11
 Date Filed: February 12, 1999 LOI#: H990237
 Facility/Project: First Quality Home Care, Inc.
 Applicant: First Quality Home Care, Inc.
 Project Description: Establish a Medicare certified home health agency

County: Dade District: 11
 Date Filed: February 12, 1999 LOI#: H990238
 Facility/Project: Oasis Home Care, Inc.
 Applicant: Oasis Home Care, Inc.
 Project Description: Establish a Medicare certified home health agency

County: Dade District: 11
 Date Filed: February 15, 1999 LOI#: H990239
 Facility/Project: Palmetto General Hospital
 Applicant: Lifemark Hospitals of Florida, Inc.
 Project Description: Add 15 acute care beds through the conversion of 15 skilled nursing beds

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after April 21, 1999 the date the application is scheduled to be deemed complete. Tentative dates for hearings will be published on April 2, 1999.
 AHCA Purchase Order Number S5900E0099

NOTICE OF LITIGATION

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on January 29, 1999, concerning certificate of need decisions. A brief description of these projects are listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine substantial interest of person. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F.S. as well as Section

28-5.111 and 28-5.207, F.A.C. In deference to rights of substantially affected person, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.

CON# INITIAL DECISION, PROJECT, CTY, APPLICANT, PARTY REQUEST HEARING (PRH)

Notice of Correction

9076 Denial, addition of 22 acute care beds, Lake County, Florida Hospital Waterman, Inc., (PRH) same as applicant

The above CON decision was previously indicated as a denial to CON 9075. This Notice corrects the CON as a denial to CON 9076.

environment. The project consists of installing 12 new wells and rehabilitating 2 existing wells after abandoning 15 existing wells, installing 1.5 miles of raw water main, converting an existing raw water main into a finished water transmission main, installing one above ground storage tank and providing two back-up generators. The total cost of the project is estimated to be \$16,320,000. The project may qualify for a Drinking Water State Revolving Fund loan composed of federal funds and state funds. A full copy of the Florida Categorical Exclusion Notification can be obtained by writing to: J. N. Ramaswamy, Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTIFICATION

HOLLYWOOD, FLORIDA

The Florida Department of Environmental Protection has determined that the proposed construction project for the City of Hollywood water system will not adversely affect the

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN February 9, 1999
 and February 15, 1999**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF BANKING AND FINANCE
Division of Finance

3D-30.0055	2/9/99	3/1/99	24/31	
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DEPARTMENT OF EDUCATION
University of Central Florida

6C7-1.0121	2/11/99	3/3/99	Newspaper	
6C7-1.0123	2/11/99	3/3/99	Newspaper	
6C7-1.0124	2/11/99	3/3/99	Newspaper	
6C7-1.013	2/11/99	3/3/99	Newspaper	
6C7-1.015	2/11/99	3/3/99	Newspaper	
6C7-1.016	2/11/99	3/3/99	Newspaper	

DEPARTMENT OF CORRECTIONS

33-3.030	2/10/99	3/2/99	24/50	
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MARINE FISHERIES COMMISSION

46-14.0035	2/9/99	3/1/99	24/45	
46-14.0036	2/9/99	3/1/99	24/45	24/52
46-14.0045	2/9/99	3/1/99	24/45	
46-31.0035	2/9/99	3/1/99	24/45	
46-31.004	2/9/99	3/1/99	24/45	
46-53.001	2/9/99	3/1/99	24/45	
46-53.002	2/9/99	3/1/99	24/45	25/2
46-53.003	2/9/99	3/1/99	24/45	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid Program Office

59G-4.070	2/12/99	3/4/99	24/40	
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

61J1-5.002	2/15/99	3/7/99	25/1	
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Florida Real Estate Commission

61J2-3.009	2/15/99	3/7/99	25/2	
61J2-3.018	2/15/99	3/7/99	25/2	

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-296.405	2/10/99	3/2/99	24/46	24/52
62-296.406	2/10/99	3/2/99	24/46	
62-296.417	2/10/99	3/2/99	24/46	
62-296.570	2/10/99	3/2/99	24/46	
62-297.310	2/10/99	3/2/99	24/46	
62-297.401	2/10/99	3/2/99	24/46	
62-297.440	2/10/99	3/2/99	24/46	
62-297.450	2/10/99	3/2/99	24/46	
62-297.520	2/10/99	3/2/99	24/46	

Division of Law Enforcement

62N-24.017	2/11/99	3/3/99	24/53	
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DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

64B3-5.007	2/10/99	3/2/99	24/44	25/1
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self Sufficiency Program

65A-32.001	2/11/99	3/3/99	24/48	24/52
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