

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE TITLE: Certificate of Authority; Financial Requirements RULE NO.: 3F-5.0016

PURPOSE AND EFFECT: The purpose of this amendment is to set forth standards which will require Certificate of Authority holders to be more financially sound by requiring that they attest to and maintain \$50,000 networth.

SUBJECT AREA TO BE ADDRESSED: Certificate of Authority and Financial Requirements.

SPECIFIC AUTHORITY: 497.103 FS.

LAW IMPLEMENTED: 497.405, 497.407 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: 9:00 a.m., May 24, 2000

PLACE: Board of Funeral and Cemetery Services Meeting, Room 214, The Capitol, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Diana Evans, Executive Director, Board of Funeral and Cemetery Services, Tallahassee, Florida 32399-0350

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

3F-5.0016 Certificate of Authority; Financial Requirements.

(1) A Certificate of Authority holder or applicant must meet and maintain the following requirements on an annual basis, demonstrating its ability to discharge its liabilities as they become due in the normal course of business and must have sufficient funds available to perform its obligation under its existing preneed contracts.

(2) A Certificate of Authority holder or applicant must submit its most recent year-end financial statements (including a balance sheet and income statement), with the Certificate of Authority application and annually thereafter as provided in Section 497.407(1), F.S. The financial statements must be prepared in accordance with generally accepted accounting principles (GAAP) as those principles have been defined by the Florida Board of Accountancy in Chapter 61H1-20, F.A.C. The financial statements may omit notes to financial statements and the statement of cash flows.

(3) The Certificate of Authority holder must attest to a \$50,000.00 level of net worth:

~~(a) Certificate of Authority holder that has total preneed contracts of \$100,000 or less — \$5,000 net worth;~~

~~(b) Certificate of Authority holder that has total preneed contracts of \$100,001 to \$200,000 — \$10,000 net worth;~~

~~(c) Certificate of Authority holder that has total preneed contracts of \$200,001 to \$300,000 — \$15,000 net worth;~~

~~(d) Certificate of Authority holder that has total preneed contracts of \$300,001 to \$400,000 — \$20,000 net worth;~~

~~(e) Certificate of Authority holder that has total preneed contracts of greater than \$400,001 — \$25,000 net worth.~~

(4) In the case of a Certificate of Authority holder or applicant offering preneed sales through a subsidiary agent, as provided in Rule 3F-5.0015, the Certificate of Authority holder or applicant shall execute a guarantee agreement with respect to any contract obligations resulting from preneed sales of such a selling agent.

(5) If the Certificate of Authority holder or applicant does not meet the financial requirements in (3) above, the entity may, within thirty (30) days of notification by the Board, voluntarily submit to the Board additional evidence or agree to additional oversight as to its meeting the requirements of (1) above and as a condition of receiving and retaining a Certificate of Authority. Such additional evidence or oversight agreement shall include as appropriate:

~~(a) agreement to submit monthly financial statements of the entity~~

~~(b) agreement to submit quarterly financial statements of the entity~~

~~(c) appraisal of the entity's property or broker's opinion of value of entity's assets~~

~~(d) credit report of the entity or its principal owners~~

~~(e) subordination of debt agreement from the entity's principal owners~~

~~(f) indemnification/subrogation agreement binding the entity and principal owners~~

~~(g) guarantee agreement for the entity from its principal owners~~

~~(d)(h)~~ written explanation of past financial activity

~~(e)(i)~~ submission of a twelve month projected plan for financial recovery

~~(f)(j)~~ submission of previous Department examination reports

~~(g)(k)~~ 100% voluntary trusting agreement by the entity.

Upon the Board's review of such additional information or agreements, submitted within the thirty (30) day time period, as stated above, the Board shall issue a Certificate of Authority if such information or agreement results in the Board determining that the applicant or certificate holder meets the requirements of Sections 497.405 and 497.407, F.S.

As to all new applicants, this rule will become effective 20 days after filing with the Department of State. As to renewals of existing Certificates of Authority, this rule will become effective on April 1, 2001.

Specific Authority 497.103 FS. Law Implemented 497.405, 497.407 FS. History—New 5-21-95, Amended 12-7-98, 10-18-99,_____.

DEPARTMENT OF INSURANCE

RULE TITLE: Insurance Representatives; Scope **RULE NO.:** 4-211.029

PURPOSE AND EFFECT: The amendment makes it clear that this rule chapter does not apply to crimes described in section 18 U.S.C. 1033.

SUBJECT AREA TO BE ADDRESSED: The intended effect of licenses under 4-211 on agents subject to prohibitions imposed by section 18 U.S.C. 1033.

SPECIFIC AUTHORITY: 624.308 FS.

LAW IMPLEMENTED: 112.011, 624.307(1), 626.161, 626.171, 626.201, 626.211, 626.291, 626.601, 626.611(7), (14), 626.621(8), 626.631, 626.641, 648.34, 648.37 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., May 3, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bill Tharpe, Division of Legal Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4110

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Yvonne White, (850)413-4214.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

4-211.029 Purpose and Scope.

(1) This rule part sets forth Department policy, statutory interpretation, and procedure, regarding the effect of an applicant's law enforcement record on the applicant's application for any license as agent, adjuster, sales representative, or other licensure as an individual, under the Florida Insurance Code.

(2) This rule part does not apply to the licensure of bail bondsmen, runners, or limited surety agents, under Chapter 648, Florida Statutes.

(3) This rule chapter does not apply to crimes described in section 18 U.S.C. 1033.

Specific Authority 624.308 FS. Law Implemented 112.011, 624.307(1), 626.161, 626.171, 626.201, 626.211, 626.291, 626.601, 626.611(7), (14), 626.621(8), 626.631, 626.641, 648.34, 648.37 FS. History—New 2-2-95, Amended_____.

DEPARTMENT OF INSURANCE

RULE TITLE: Penalty Guidelines for Insurance **RULE NO.:** 4-231.020

PURPOSE AND EFFECT: The amendment makes it clear that this rule chapter does not apply to crimes described in section 18 U.S.C. 1033.

SUBJECT AREA TO BE ADDRESSED: The intended effect of penalties under 4-231 on agents subject to prohibitions imposed by section 18 U.S.C. 1033.

SPECIFIC AUTHORITY: 624.308 FS.

LAW IMPLEMENTED: 624.307(1), 626.611, 626.621, 626.681, 626.691 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., May 3, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bill Tharpe, Division of Legal Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4110

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Yvonne White, (850)413-4214.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

4-231.020 Scope.

(1) This rule chapter shall apply to all resident and nonresident insurance agents, customer representatives, solicitors, adjusters and claims investigators licensed under Chapter 626, Florida Statutes, who are subject to discipline under sections 626.611 and 626.621, Florida Statutes.

(2) This rule chapter does not apply to title insurance agents, insurance administrators, surplus lines agents, managing general agents or health care risk managers.

(3) This rule chapter does not apply to crimes described in section 18 U.S.C. 1033.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691 FS. History—New 7-13-93, Amended _____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE TITLE: Citrus Canker Eradication

RULE NO.: 5B-58.001

PURPOSE AND EFFECT: The purpose of this rule amendment is to establish decontamination requirements of personnel and equipment moving between citrus groves and is necessary to prevent additional spread of citrus canker.

SUBJECT AREA TO BE ADDRESSED: Removes the five mile limitation around an infestation of citrus canker in the quarantine area and establishes decontamination requirements for harvesters, intermediate handlers, grove caretakers, packers, and processors both within and outside the quarantine area.

SPECIFIC AUTHORITY: 570.07(21),(23), 581.091(1), 581.101(1), 581.031(1),(4),(5), 581.184 FS.

LAW IMPLEMENTED: 580.07(2),(13),(21), 581.031(6),(7), (9),(15),(17),(19),(30), 581.083, 581.101, 581.131, 581.141, 581.184, 581.211 FS.

IF REQUESTED 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., May 8, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34 Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32614-7100, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-58.001 Citrus Canker Eradication.

(1) through (3) No change.

(4) Quarantine area. An area ~~not to exceed a distance of 5 miles~~ around a site where an infestation of citrus canker is known to occur will be quarantined. The geographical boundaries of the quarantine area shall be established by risk assessment procedures and will be published in a major newspaper of general distribution in each area affected and through other appropriate media. Risk assessment procedures will consider the aggressiveness of the pathogen in the field, the level of disease inoculum, the location and spatial distribution of infected and exposed plants, the variety and type of plants, the risk of spread to areas growing citrus commercially, maintenance practices, and other relevant

information. An area shall be released from quarantine provided no detections of citrus canker have occurred during a minimum two-year period of intensive survey and a declaration that citrus canker has been eradicated from the area.

(5) through (10) No change.

(11) Decontamination requirements. All harvesters, intermediate handlers, grove caretakers, packers, and processors both within and outside of the quarantine area must decontaminate equipment and personnel and sign the applicable compliance agreement, DACS-08031, effective 5/99, and incorporated into this rule by reference. A copy of DACS-08031 may be obtained from the Citrus Canker Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

~~(12)~~(11) Treatment of citrus fruit. Citrus fruit for which treatment is required by this rule must be treated in accordance with label directions in one of the following ways in the presence of an authorized representative of the department, or at a facility operating under a compliance agreement, DACS-08031, effective 5/99, with the department:

(a) Thoroughly wetted for at least 2 minutes with a solution containing 200 parts per million sodium hypochlorite, with a solution maintained at a pH of 6.0 to 7.5, or

(b) Thoroughly wetted with a solution containing sodium o-phenyl phenate (SOPP) at a concentration of 1.86 to 2.0 percent total solution for 45 seconds if the solution has sufficient soap or detergent to cause a visible foaming action, or for 1 minute if the solution does not contain sufficient soap to cause a visible foaming action.

~~(13)~~(12) Treatment of Regulated Articles. Regulated Articles for which treatment is required by this rule must be treated in one of the following ways in the presence of an authorized representative of the department, or at a facility operating under a compliance agreement with the department:

(a) All surfaces must be treated to the point of runoff with 200 parts per million sodium hypochlorite solution. A pH of 6.0 to 7.5 must be maintained in the solution.

(b) All surfaces must be treated to the point of runoff with 2000 parts per million solution of quaternary ammonium chloride (0.2% OAC).

(c) All surfaces must be washed thoroughly to the point of runoff with a hot water and detergent solution under high pressure maintained at a minimum temperature of 160 degrees F (71 degrees C).

(d) All surfaces must be thoroughly cleaned with steam with a minimum temperature of 160 degrees F (71 degrees C) maintained at the point of contact.

~~(14)~~(13) Treatment of Personnel. Personnel departing from property in the quarantine area shall wash or treat all exposed areas of the body and clothing with an antibacterial soap, wash, spray or other approved solution.

~~(15)~~(14) Citrus plants in containers. Maintaining citrus plants in containers within the quarantine areas is prohibited unless they are located in a nursery or nursery stock dealer establishment which is registered with the department. It shall be unlawful for nurseries or nursery stockdealers in the quarantine areas to add citrus plants to their inventory.

~~(16)~~(15) Entry of authorized representatives. All owners and occupants of properties on which citrus canker is known or suspected to exist shall permit entry of authorized representatives of the Department of Agriculture and Consumer Services for purposes of inspecting, taking of specimens, or collecting suspect infected fruit, photographing or documenting tree information, applying or supervising treatments, or conducting control activities.

Specific Authority 570.07(21),(23), 581.091(1), 581.101(1), 581.031(1),(4),(5), 581.184 FS. Law Implemented 570.07(2),(13),(21), 581.031(6),(7),(9),(15),(17), 581.083, 581.101, 581.131, 581.141, 581.184, 581.211 FS. History—New 1-17-96, Amended 4-9-96, 5-14-97, 8-19-97, 11-19-97, 11-16-99,_____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE TITLES: RULE NOS.:
Standards 5F-2.001

Adoption of the General Code and the Codes of
Liquid-Measuring Devices, Liquefied
Petroleum Gas and Anhydrous Ammonia
Liquid-Measuring Devices, Hydrocarbon Gas
Vapor-Measuring Devices, Vehicle-Tank Meters,
and Vehicle Tanks Used as Measures of National
Institute of Standards and Technology (NIST)
Handbook 44 5F-2.014

PURPOSE AND EFFECT: The purpose of 5F-2.001 is to adopt the 2000 edition of the chemical and physical standards set forth in the American Society for Testing and Materials. These standards will be used for quality testing of regulated petroleum products. The effect will be that the Department will use the most recent nationally recognized standards for petroleum products developed by a consensus organization. The purpose of 5F-2.014 is to adopt the 2000 edition of NIST Handbook 44 which contains specifications and testing criteria for liquid and vapor measuring devices. The effect will be the incorporation of the most recent specifications and testing criteria of measuring devices developed by a consensus organization.

SUBJECT AREA TO BE ADDRESSED: Proposed rule 5F-2.001 will specify that the most recent Annual Book of ASTM Standards is the accepted standard for implementation of Chapter 525, F.S. Proposed rule 5F-2.014 will specify that the 2000 version of NIST Handbook 44 is the accepted standard for implementation of Chapter 525, F.S.

SPECIFIC AUTHORITY: 525.037, 525.14, 531.40, 531.41(3) FS.

LAW IMPLEMENTED: 525.01, 525.037, 525.07, 525.14, 525.16, 531.40 FS.

IF REQUESTED 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., Thursday, May 18, 2000

PLACE: Division of Standards' Conference Room, Suite E, Room 135, Doyle Conner Administration Building, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Eric Hamilton, Bureau Chief, Bureau of Petroleum Inspection, 3125 Conner Blvd., Bldg. #1, Tallahassee, FL 32399-1650, Phone (850)488-9740

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5F-2.001 Standards.

(1) Gasoline. The following specifications apply to gasoline sold or offered for sale in Florida. Specific variations or exemptions may be made by the Department of Agriculture and Consumer Services for gasoline designed for special equipment or service.

(a) Standards. All gasoline shall conform to the chemical and physical standards for gasoline as set forth in the American Society for Testing and Materials designation D 4814-99 ~~D 4814-98a~~, "Standard Specification for Automotive Spark-Ignition Engine Fuel."

(b) Analysis. For purposes of inspection and testing, laboratory analyses shall be conducted using the methods recognized by the American Society for Testing and Materials designation D 4814-99 ~~D 4814-98a~~, "Standard Specification for Automotive Spark-Ignition Engine Fuel."

(c) No change.

(2) No change.

(3) Diesel Fuel Oils No. 1-D and No. 2-D. The following specifications apply to diesel fuel oils No. 1-D and No. 2-D sold or offered for sale in Florida.

(a) Standards. All diesel fuel oils No. 1-D and No. 2-D shall conform to the chemical and physical standards for diesel fuel oils No. 1-D and No. 2-D as set forth in the American Society for Testing and Materials designation D 975-98b ~~D 975-98a~~, "Standard Specification for Diesel Fuel Oils."

(b) Analysis. For purposes of inspection and testing, laboratory analyses shall be conducted using the methods recognized by the American Society for Testing and Materials designation D 975-98b ~~D 975-98a~~, "Standard Specification for Diesel Fuel Oils."

(4) through (5) No change.

(6) Materials. The following materials are hereby incorporated by reference. Copies of these publications may be obtained from the American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428.

(a) American Society for Testing and Materials D 4814-99 ~~D-4814-98a~~, "Standard Specification for Automotive Spark-Ignition Engine Fuel," (approved June 10, 1999 ~~July 1998~~);

(b) American Society for Testing and Materials D 3699-98, "Standard Specification for Kerosine," (approved April 1998);

(c) American Society for Testing and Materials D 975-98b ~~D-975-98a~~, "Standard Specification for Diesel Fuel Oils" (approved December 10, 1999 ~~July 1998~~);

(d) American Society for Testing and Materials D 396-98, "Standard Specification for Fuel Oils" (approved April 1998).

Specific Authority 525.037, 525.14 FS. Law Implemented 525.01, 525.037, 525.14 FS. History—Amended 1-15-68, 7-1-71, 7-1-73, 12-1-73, 11-16-74, 2-13-80, 5-3-83, Formerly 5F-2.01, Amended 5-3-90, 8-13-92, 11-29-94, 11-13-97, 12-9-98, 8-3-99, _____.

5F-2.014 Adoption of the General Code and the Codes of Liquid-Measuring Devices, Liquefied Petroleum Gas and Anhydrous Ammonia Liquid-Measuring Devices, Hydrocarbon Gas Vapor-Measuring Devices, Vehicle-Tank Meters, and Vehicle Tanks Used as Measures of National Institute of Standards and Technology Handbook 44.

The general code and the codes of liquid-measuring devices, liquefied petroleum gas and anhydrous ammonia liquid-measuring devices, hydrocarbon gas vapor-measuring devices, vehicle-tank meters, and vehicle tanks used as measures relating to specifications, tolerances, and other technical requirements for commercial weighing and measuring devices, contained in National Institute of Standards and Technology Handbook 44, 2000 ~~1999~~ Edition issued November 1999 ~~1998~~, published by U.S. Department of Commerce are hereby adopted by reference as rules of the Department of Agriculture and Consumer Services. Copies may be obtained from the Superintendent of Documents, U. S. Government Printing Office, Washington, D. C. 20402.

Specific Authority 525.14, 531.40, 531.41(3) FS. Law Implemented 525.07, 531.40 FS. History—New 1-1-74, Amended 7-1-74, Repromulgated 12-31-74, Amended 4-18-75, 1-25-76, 1-17-77, 2-15-79, 6-4-80, 4-5-81, 5-2-82, 6-30-83, 7-15-84, 8-11-85, Formerly 5F-2.14, Amended 7-7-86, 4-5-87, 4-27-88, 5-31-89, 8-21-90, 8-5-91, 12-10-92, 11-29-94, 11-13-97, 12-9-98, 8-3-99, _____.

PUBLIC SERVICE COMMISSION

UNDOCKETED

RULE TITLE: _____ RULE NO.: _____

Initiation of Formal Proceedings 25-22.036

PURPOSE AND EFFECT: To repeal subsection (3) of Rule 25-22.036.

SUBJECT AREA TO BE ADDRESSED: The initiation of Commission proceedings on the Commission’s own motion.

SPECIFIC AUTHORITY: 350.01(7), 350.127(2) FS.

LAW IMPLEMENTED: 120.569, 120.57, 350.123, 364.035, 364.05, 364.057, 364.058, 364.335, 364.337, 366.04, 366.06, 366.071, 366.076, 366.8255, 367.031, 367.045, 367.071, 367.081 367.0814, 367.0817, 367.082, 367.0822, 367.091, 367.101, 367.171 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., Tuesday, May 2, 2000

PLACE: Gunter Building, 2540 Shumard Oak Boulevard, Room 309, Tallahassee, Florida 32399-0850

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 IS: Mary Anne Helton, Division of Appeals, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-22.036 Initiation of Formal Proceedings.

(1) Application. An application is appropriate when a person seeks authority from the Commission to engage in an activity subject to Commission jurisdiction.

(2) Complaints. A complaint is appropriate when a person complains of an act or omission by a person subject to Commission jurisdiction which affects the complainant's substantial interests and which is in violation of a statute enforced by the Commission, or of any Commission rule or order.

~~(3) Orders and Notices. Upon its own motion, the Commission may issue an order or notice initiating a proceeding. Such order or notice shall be served upon all persons named therein. The Commission may also transmit notice of its action to other persons requesting such notice, and may publish such notice in appropriate newspapers of general circulation and the Florida Administrative Weekly.~~

(3)(4) Form and Content.

(a) Application. An application shall be governed by the statute or rules applicable to applications for authority. In the absence of a specific form and content, the application shall conform to this rule.

(b) Complaint. Each complaint, in addition to the requirements of paragraph (a) above shall also contain:

1. The rule, order, or statute that has been violated;
2. The actions that constitute the violation;
3. The name and address of the person against whom the complaint is lodged;
4. The specific relief requested, including any penalty sought.

Specific Authority 350.01(7), 350.127(2) FS. Law Implemented 120.569, 120.57, 350.123, 364.035, 364.05, 364.057, 364.058, 364.335, 364.337, 366.04, 366.06, 366.071, 366.076, 366.8255, 367.031, 367.045, 367.071, 367.081, 367.0814, 367.0817, 367.082, 367.0822, 367.091, 367.101, 367.171 FS. History—New 12-21-81, Formerly 25-22.36, Amended 5-3-99.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE TITLE: Certificate of Need Application Procedures
 RULE NO.: 59C-1.008

PURPOSE AND EFFECT: Current paragraph 59C-1.008(1)(g), FAC., titled "Applications Subject to Competitive Review-Batching Cycles," was adopted to help ensure that certificate of need (CON) review of competing proposals, described in s. 408.039, F.S., proceeds in an orderly manner. The paragraph establishes deadlines for specified actions by applicants and the agency, including deadlines for submission of a letter of intent and for submission of the CON application. The proposed amendment establishes the deadlines for 2001 and 2002. There are no proposed changes in the deadlines currently adopted for the year 2000.

SUBJECT AREA TO BE ADDRESSED: CON "batching cycle" deadlines for 2001 and 2002.

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

LAW IMPLEMENTED: 408.037, 408.038, 408.039 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., May 2, 2000

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59C-1.008 Certificate of Need Application Procedures.

(1) Letters of Intent and applications subject to competitive review shall be accepted in two batching cycles annually each for hospital projects, and for nursing facility projects, as specified in paragraph (g) of this subsection. All other projects subject to competitive review shall be reviewed in the hospital batching cycle. "All other projects" include projects by or for home health agencies, hospices, and intermediate care facilities for the developmentally disabled.

(a) through (f) No change.

(g) Applications Subject to Competitive Review-Batching Cycles. In order that applications pertaining to similar types of services or facilities affecting the same service district or subdistrict may be considered in relation to each other for purposes of competitive review, letters of intent and applications shall be received by the agency no later than dates prescribed in the following schedule:

Hospitals and Other Projects	
1st Batching Cycle—1997	
Summary Need Projections Published in F.A.W.	2-07-97
Letter of Intent Deadline	2-24-97
Application Deadline	3-26-97
Completeness Review Deadline	4-10-97
Application Omissions Deadline	5-12-97
Agency Initial Decision Deadline	7-11-97
Hospitals and Other Projects	
2nd Batching Cycle—1997	
Summary Need Projections Published in F.A.W.	8-08-97
Letter of Intent Deadline	8-25-97
Application Deadline	9-24-97
Completeness Review Deadline	10-09-97
Application Omissions Deadline	11-10-97
Agency Initial Decision Deadline	1-09-98
Hospitals and Other Projects	
1st Batching Cycle—1998	
Summary Need Projections Published in F.A.W.	2-06-98
Letter of Intent Deadline	2-23-98
Application Deadline	3-25-98
Completeness Review Deadline	4-09-98
Application Omissions Deadline	5-11-98
Agency Initial Decision Deadline	7-10-98

<u>Hospitals and Other Projects</u>		<u>Hospitals and Other Projects</u>	
<u>2nd Batching Cycle—1998</u>		<u>2nd Batching Cycle – 2001</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>7-31-98</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>7-27-01</u>
<u>Letter of Intent Deadline</u>	<u>8-17-98</u>	<u>Letter of Intent Deadline</u>	<u>8-13-01</u>
<u>Application Deadline</u>	<u>9-16-98</u>	<u>Application Deadline</u>	<u>9-12-01</u>
<u>Completeness Review Deadline</u>	<u>9-23-98</u>	<u>Completeness Review Deadline</u>	<u>9-19-01</u>
<u>Application Omissions Deadline</u>	<u>10-21-98</u>	<u>Application Omissions Deadline</u>	<u>10-17-01</u>
<u>Agency Initial Deadline</u>	<u>12-18-98</u>	<u>Agency Initial Deadline</u>	<u>12-14-01</u>
<u>Hospitals and Other Projects</u>		<u>Hospitals and Other Projects</u>	
<u>1st Batching Cycle—1999</u>		<u>1st Batching Cycle – 2002</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>1-29-99</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>1-25-02</u>
<u>Letter of Intent Deadline</u>	<u>2-15-99</u>	<u>Letter of Intent Deadline</u>	<u>2-11-02</u>
<u>Application Deadline</u>	<u>3-17-99</u>	<u>Application Deadline</u>	<u>3-13-02</u>
<u>Completeness Review Deadline</u>	<u>3-24-99</u>	<u>Completeness Review Deadline</u>	<u>3-20-02</u>
<u>Application Omissions Deadline</u>	<u>4-21-99</u>	<u>Application Omissions Deadline</u>	<u>4-17-02</u>
<u>Agency Initial Decision Deadline</u>	<u>6-18-99</u>	<u>Agency Initial Decision Deadline</u>	<u>6-14-02</u>
<u>Hospitals and Other Projects</u>		<u>Hospitals and Other Projects</u>	
<u>2nd Batching Cycle—1999</u>		<u>2nd Batching Cycle – 2002</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>7-30-99</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>7-26-02</u>
<u>Letter of Intent Deadline</u>	<u>8-16-99</u>	<u>Letter of Intent Deadline</u>	<u>8-12-02</u>
<u>Application Deadline</u>	<u>9-15-99</u>	<u>Application Deadline</u>	<u>9-11-02</u>
<u>Completeness Review Deadline</u>	<u>9-22-99</u>	<u>Completeness Review Deadline</u>	<u>9-18-02</u>
<u>Application Omissions Deadline</u>	<u>10-20-99</u>	<u>Application Omissions Deadline</u>	<u>10-16-02</u>
<u>Agency Initial Deadline</u>	<u>12-17-99</u>	<u>Agency Initial Deadline</u>	<u>12-13-02</u>
<u>Hospitals and Other Projects</u>		<u>Nursing Homes</u>	
<u>1st Batching Cycle – 2000</u>		<u>1st Batching Cycle—1997</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>1-28-00</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>4-18-97</u>
<u>Letter of Intent Deadline</u>	<u>2-14-00</u>	<u>Letter of Intent Deadline</u>	<u>5-05-97</u>
<u>Application Deadline</u>	<u>3-15-00</u>	<u>Application Deadline</u>	<u>6-04-97</u>
<u>Completeness Review Deadline</u>	<u>3-22-00</u>	<u>Completeness Review Deadline</u>	<u>6-19-97</u>
<u>Application Omissions Deadline</u>	<u>4-19-00</u>	<u>Applicant Omissions Deadline</u>	<u>7-21-97</u>
<u>Agency Initial Decision Deadline</u>	<u>6-16-00</u>	<u>Agency Initial Decision Deadline</u>	<u>9-19-97</u>
<u>Hospitals and Other Projects</u>		<u>Nursing Homes</u>	
<u>2nd Batching Cycle – 2000</u>		<u>2nd Batching Cycle—1997</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>7-28-00</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>10-17-97</u>
<u>Letter of Intent Deadline</u>	<u>8-14-00</u>	<u>Letter of Intent Deadline</u>	<u>11-03-97</u>
<u>Application Deadline</u>	<u>9-13-00</u>	<u>Application Deadline</u>	<u>12-03-97</u>
<u>Completeness Review Deadline</u>	<u>9-20-00</u>	<u>Completeness Review Deadline</u>	<u>12-18-97</u>
<u>Application Omissions Deadline</u>	<u>10-18-00</u>	<u>Applicant Omissions Deadline</u>	<u>1-20-98</u>
<u>Agency Initial Deadline</u>	<u>12-15-00</u>	<u>Agency Initial Decision Deadline</u>	<u>3-20-98</u>
<u>Hospitals and Other Projects</u>		<u>Nursing Facilities</u>	
<u>1st Batching Cycle – 2001</u>		<u>1st Batching Cycle—1998</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>1-26-01</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>4-17-98</u>
<u>Letter of Intent Deadline</u>	<u>2-12-01</u>	<u>Letter of Intent Deadline</u>	<u>5-04-98</u>
<u>Application Deadline</u>	<u>3-14-01</u>	<u>Application Deadline</u>	<u>6-03-98</u>
<u>Completeness Review Deadline</u>	<u>3-21-01</u>	<u>Completeness Review Deadline</u>	<u>6-18-98</u>
<u>Application Omissions Deadline</u>	<u>4-18-01</u>	<u>Applicant Omissions Deadline</u>	<u>7-20-98</u>
<u>Agency Initial Decision Deadline</u>	<u>6-15-01</u>	<u>Agency Initial Decision Deadline</u>	<u>9-18-98</u>

Nursing Facilities
2nd Batching Cycle—1998

Summary Need Projections Published in F.A.W.	10-16-98
Letter of Intent Deadline	11-02-98
Application Deadline	12-02-98
Completeness Review Deadline	12-09-98
Applicant Omissions Deadline	1-06-99
Agency Initial Decision Deadline	3-05-99

Nursing Facilities
1st Batching Cycle—1999

Summary Need Projections Published in F.A.W.	4-16-99
Letter of Intent Deadline	5-03-99
Application Deadline	6-02-99
Completeness Review Deadline	6-09-99
Applicant Omissions Deadline	7-07-99
Agency Initial Decision Deadline	9-03-99

Nursing Facilities
2nd Batching Cycle—1999

Summary Need Projections Published in F.A.W.	10-15-99
Letter of Intent Deadline	11-01-99
Application Deadline	12-01-99
Completeness Review Deadline	12-08-99
Applicant Omissions Deadline	1-05-00
Agency Initial Decision Deadline	3-03-00

Nursing Facilities
1st Batching Cycle – 2000

Summary Need Projections Published in F.A.W.	4-14-00
Letter of Intent Deadline	5-01-00
Application Deadline	5-31-00
Completeness Review Deadline	6-07-00
Applicant Omissions Deadline	7-05-00
Agency Initial Decision Deadline	9-01-00

Nursing Facilities
2nd Batching Cycle – 2000

Summary Need Projections Published in F.A.W.	10-13-00
Letter of Intent Deadline	10-30-00
Application Deadline	11-29-00
Completeness Review Deadline	12-06-00
Applicant Omissions Deadline	1-03-01
Agency Initial Decision Deadlin	3-02-01

Nursing Facilities
1st Batching Cycle – 2001

Summary Need Projections Published in F.A.W.	4-13-01
Letter of Intent Deadline	4-30-01
Application Deadline	5-30-01
Completeness Review Deadline	6-06-01
Applicant Omissions Deadline	7-05-01
Agency Initial Decision Deadline	8-31-01

Nursing Facilities
2nd Batching Cycle – 2001

<u>Summary Need Projections Published in F.A.W.</u>	<u>10-12-01</u>
<u>Letter of Intent Deadline</u>	<u>10-29-01</u>
<u>Application Deadline</u>	<u>11-28-01</u>
<u>Completeness Review Deadline</u>	<u>12-05-01</u>
<u>Applicant Omissions Deadline</u>	<u>1-02-02</u>
<u>Agency Initial Decision Deadline</u>	<u>3-01-02</u>

Nursing Facilities
1st Batching Cycle – 2002

<u>Summary Need Projections Published in F.A.W.</u>	<u>4-12-02</u>
<u>Letter of Intent Deadline</u>	<u>4-29-02</u>
<u>Application Deadline</u>	<u>5-29-02</u>
<u>Completeness Review Deadline</u>	<u>6-05-02</u>
<u>Applicant Omissions Deadline</u>	<u>7-03-02</u>
<u>Agency Initial Decision Deadline</u>	<u>8-30-02</u>

Nursing Facilities
2nd Batching Cycle – 2002

<u>Summary Need Projections Published in F.A.W.</u>	<u>10-11-02</u>
<u>Letter of Intent Deadline</u>	<u>10-28-02</u>
<u>Application Deadline</u>	<u>11-27-02</u>
<u>Completeness Review Deadline</u>	<u>12-04-02</u>
<u>Applicant Omissions Deadline</u>	<u>1-02-03</u>
<u>Agency Initial Decision Deadline</u>	<u>2-28-03</u>

(h) through (j) No change.
(2) through (6) No change.

Specific Authority 408.15(8), 408.034(5) FS. Law Implemented 408.037, 408.038, 408.039 FS. History—New 1-1-77, Amended 11-1-77, 9-1-78, 6-5-79, 2-1-81, 4-1-82, 7-29-82, 9-6-84, Formerly 10-5.08, Amended 11-24-86, 3-2-87, 6-11-87, 11-17-87, 3-23-88, 5-30-90, 12-20-90, 1-31-91, 9-9-91, 5-12-92, 7-1-92, 8-10-92, Formerly 10-5.008, Amended 4-19-93, 6-23-94, 10-12-94, 10-18-95, 2-12-96, 9-16-96, 11-4-97, 7-21-98, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board
RULE TITLE: _____ RULE NO.: _____

Training Programs for Standard Certification 61G19-6.017
PURPOSE AND EFFECT: The proposed rule will set forth the criteria for the development and implementation of training programs for standard certification as a building code inspector or plans examiner.

SUBJECT AREA TO BE ADDRESSED: Training Programs for Standard Certification.

SPECIFIC AUTHORITY: 468.606 FS.

LAW IMPLEMENTED: 468.609 FS.

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

TIME AND DATE: 8:00 a.m., May 19, 2000

PLACE: Tradewinds Resort, 5500 Gulf Boulevard, St. Petersburg, Florida 33706

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

Spivey, Executive Director, Building Code Administrators and Inspectors Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 00-09R
 RULE TITLE: _____ RULE NO.:

Classification of Surface Waters, Usage, Reclassification Classified Waters 62-302.400

PURPOSE AND EFFECT: To discuss and receive public comment on the proposed reclassification of Prospect Lake in Broward County from Class I waters to Class III waters. Prospect Lake is currently described in Rule 62-302.400(12)(b)6., F.A.C., as “Abandoned Rock Pit – Northeast corner of SR 7 and Prospect Field Road in the S.W. Quarter of Section 7, T49S, R42E.”

SUBJECT AREA TO BE ADDRESSED: The Department has received and is reviewing a petition to reclassify Prospect Lake in Broward County from Class I waters to Class III waters. The public workshop listed below is being conducted as part of the Department’s analysis of the proposed reclassification of Prospect Lake from Class I waters to Class III waters.

SPECIFIC AUTHORITY: 403.061, 403.062, 403.087, 403.088, 403.504, 403.704, 403.804 FS.

LAW IMPLEMENTED: 403.021, 403.061, 403.087, 403.088, 403.141, 403.161, 403.182, 403.502, 403.504, 403.702, 403.708 FS.

THE DEPARTMENT ALSO ANNOUNCES A PUBLIC WORKSHOP FOR RULE DEVELOPMENT TO BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 7:00 p.m., Wednesday, May 3, 2000
 PLACE: City of Ft. Lauderdale City Hall, City Commission Chambers, 100 N. Andrews Avenue, Ft. Lauderdale, Florida 33301

If an Americans With Disabilities Act accommodation is needed to participate in this activity, please contact Linda Harvey at (850)488-2996 or (800)955-8771 (TDD), at least seven days before the meeting.

THE PERSON TO BE CONTACTED REGARDING THE RULE UNDER DEVELOPMENT AND FROM WHOM A COPY OF THE WORKSHOP AGENDA MAY BE OBTAINED IS: Eric Shaw, Division of Water Resource Management, Mail Station 3570, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)921-9929

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

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLE: _____ RULE NO.:

Other Business Involving the Board 64B1-1.003

PURPOSE AND EFFECT: The Board proposes to review this rule to determine if amendments are necessary

SUBJECT AREA TO BE ADDRESSED: Other Business Involving the Board.

SPECIFIC AUTHORITY: 455.534(4) FS.

LAW IMPLEMENTED: 455.534(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: William Buckhalt, Executive Director, Board of Acupuncture, 2020 Capital Circle, Southeast, BIN #C06, Tallahassee, Florida 32399-3259
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE TITLE: _____ RULE NO.:

Continuing Education as a Condition for Renewal 64B6-5.001

PURPOSE AND EFFECT: The Board determined to strike text from the rule because it will give the Department greater flexibility.

SUBJECT AREA TO BE ADDRESSED: Continuing Education as a Condition for Renewal.

SPECIFIC AUTHORITY: 455.564(8), 455.2124, 484.044, 484.047(1), (4) FS.

LAW IMPLEMENTED: 484.047(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists/MQA, 2020 Capital Circle, S. E., Bin #C09, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B6-5.001 Continuing Education as a Condition for Renewal.

(1) As a condition of the biennial renewal of an active license, each hearing aid specialist shall attend and certify attending 20 credit hours (per biennium) of Board approved continuing education which are relevant to, and which enhance, the licensee's ability to dispense hearing aids. ~~The biennium period begins March 1 and ends February 28 of each odd numbered year.~~ Board-approved means approved by a chairman-appointed committee of one, or as specified by Rule 64B6-5.002(1), F.A.C. Continuing education courses, or portions thereof, which are devoted to content areas other than those identified in Rule 64B6-2.003, or risk management, shall not be approved for continuing education credit. These certified hours shall include two hours per biennium relating to hearing aid laws and rules.

(2) No change.

Specific Authority 455.564(8), 455.2124, 484.044, 484.047(1),(4) FS. Law Implemented 484.047(4) FS. History--New 4-1-85, Formerly 21JJ-15.001, Amended 8-5-87, 4-8-90, 8-21-90, 8-19-91, Formerly 21JJ-5.005, Amended 11-20-95, Formerly 61G9-5.005, Amended 9-23-99,_____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Miscellaneous

RULE TITLE:

RULE NO.:

Landing of Finfish with Heads and Tails

68B-5.005

Intact; Exception; Definition
PURPOSE AND EFFECT: The purpose of this proposed new rule is to require that all finfish, with two exceptions for species that have special rules, be landed in a whole condition. The effect of the new rule should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of all finfish in whole condition.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

Pursuant to the provisions of the Americans With Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting: Adrena Knicely, (850)487-1406. If you are speech or hearing impaired, please contact the agency by calling (850)488-9542.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-5.005 Landing of Finfish with Heads and Tails Intact; Exception; Definition.

(1) All finfish shall be landed in a whole condition. The possession, while in or on state waters, on any public or private fishing pier, on a bridge or catwalk attached to a bridge from which fishing is allowed, or on any jetty, of a finfish that has been deheaded, sliced, divided, filleted, ground, skinned, scaled, or deboned is prohibited. Mere evisceration or "gutting" of a finfish, or mere removal of gills before landing is not prohibited.

(2) This rule is not intended to apply to the harvest or landing of mullet or sharks, the handling of which are governed by Rule Chapters 68B-39 and 68B-44, F.A.C., respectively.

(3) For purposes of this rule, "finfish" means any member of the classes Agnatha, Chondrichthyes, or Osteichthyes.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art.IV, Sec. 9, Fla. Const. History--New_____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: King Mackerel Resource Renewal

RULE TITLE:

RULE NO.:

Size Limit

68B-12.0035

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring king mackerel to be landed in a whole condition in favor of a new generic rule being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of king mackerel in a whole condition.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Snook

RULE TITLES:

Size Limits

Restrictions on Gear and Methods Used

to Take Snook

RULE NOS.:

68B-21.005

68B-21.007

PURPOSE AND EFFECT: The purpose of these rule amendments is twofold: to delete provisions requiring snook to be landed in a whole condition in favor of a generic rule being adopted as Rule 68B-5.005, and to apply the gear and method of take restrictions of this chapter to snook harvested in adjacent federal waters. The effect of these rule amendments should be to increase the understanding of rules for all finfish harvested in Florida and adjacent federal waters and assist in the enforcement of gear and methods rules for snook, Florida's most popular recreational game fish.

SUBJECT AREA TO BE ADDRESSED: Harvest restrictions for snook.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

Pursuant to the provisions of the Americans With Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting: Adrena Knicely, (850)487-1406. If you are speech or hearing impaired, please contact the agency by calling (850)488-9542.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-21.005 Size Limits.

(1) It is unlawful for any person, firm or corporation to kill, harvest or possess any snook that measures less than 26 inches or greater than 34 inches in total length (measured from the most forward point of the lower jaw to the tip of the tail).

(2) ~~All snook harvested from Florida waters shall be landed in a whole condition. The possession, while on state waters, of snook that have been deheaded, sliced, divided, filleted, ground, skinned, sealed, or deboned is prohibited. Mere evisceration or "gutting" of snook, or mere removal of~~

~~gills from snook, before landing is not prohibited. Preparation of snook for immediate consumption on board the vessel from which the fish were caught is not prohibited.~~

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 7-23-85, Amended 7-9-87, 12-31-98, Formerly 46-21.005, Amended.

68B-21.007 Restrictions on Gear and Methods Used to Take Snook.

(1) The taking or attempted taking of snook within or without in or from state waters is prohibited except by use of hook and line gear. For purposes of this chapter, the phrase "hook and line gear" includes any rod and reel or any pole to which such hook and line are attached, as well as any bob, float, weight, lure, plug, spoon and/or standard bait attached thereto. However, the harvest of snook within or without in or from state waters by or with the use of any treble hook in conjunction with live or dead natural bait is prohibited.

(2) It is unlawful to take or attempt to take snook by use of any net, seine or trap, or by use of any gang hook, multiple hooks, snatch hooks, or by spearing, or by any device designed or intended to impale or hook the fish by any part of its body other than its mouth, or by use of any other device not specifically permitted in subsection (1) of this section. What is commonly called snook snatching is prohibited within or without in the waters of this state.

(3) It is unlawful for any person, firm, or corporation while fishing, using, transporting or possessing any net, seine, trap or other fishing device not specifically permitted in subsection (1) of this rule to have in its possession any snook. This prohibition shall not apply to possession aboard a vessel of a single cast net if it is secured and stored off the deck of the vessel. Any snook accidentally taken by any trap, net or seine shall not be deemed to be possessed in violation of this rule if such snook is immediately returned to the water free, alive and unharmed.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 7-23-85, Amended 7-9-87, 3-1-94, 1-1-98, Formerly 46-21.007, Amended.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Red Drum (Redfish)

RULE TITLE:

Other Prohibitions; Applicability

RULE NO.:

68B-22.006

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring redfish to be landed in a whole condition in favor of a new generic rule being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of redfish in a whole condition.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

Pursuant to the provisions of the Americans With Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting: Adrena Knicely, (850)487-1406. If you are speech or hearing impaired, please contact the agency by calling (850)488-9542.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-22.006 Other Prohibitions; Applicability.

(1) The harvest of any redfish in or from state waters by or with the use of any multiple hook in conjunction with live or dead natural bait is prohibited. Spearing or snagging (snatch hooking) of redfish in or from state waters is prohibited.

(2) It is unlawful for any person to possess, transport, buy, sell, exchange or attempt to buy, sell or exchange any redfish harvested in violation of this chapter.

(3) No operator of a vessel in or on state waters shall allow the possession aboard the vessel of any redfish not in compliance with established bag limits, size limits, seasons or any prohibited gear as specified in this chapter or in chapter 68B-4, F.A.C.

~~(4) All redfish harvested from Florida waters shall be landed in a whole condition. The possession, while in or on state waters, on any public or private fishing pier, or on a bridge or catwalk attached to a bridge from which fishing is allowed, or on any jetty, of any redfish that has been deheaded, sliced, divided, filleted, ground, skinned, sealed or deboned is prohibited. Mere evisceration or "gutting" of redfish, or mere removal of gills from redfish, before landing is not prohibited. Preparation of redfish for immediate consumption on board the vessel from which the fish were caught is not prohibited.~~

~~(4)(5)~~ Provisions of this rule chapter shall not apply to redfish artificially spawned and raised in commercial aquaculture facilities. Failure to maintain appropriate receipt(s), bill(s), bill(s) of sale, or bill(s) of lading, that such redfish were artificially spawned and raised in commercial aquaculture facilities, shall constitute a violation of this rule.

~~(5)(6)~~ The simultaneous possession aboard a vessel of any gill net or entangling net together with any redfish is prohibited.

Specific Authority Art IV, Sec. 9, Fla. Const. Law Implemented Art IV, Sec. 9, Fla. Const. History—New 2-12-87, Amended 6-3-91, 1-1-96, 1-1-98, Formerly 46-22.006, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Spanish Mackerel

RULE TITLE: RULE NO.:
Size Limit 68B-23.0035

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring Spanish mackerel to be landed in a whole condition in favor of a new generic rule being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of Spanish mackerel in a whole condition.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-23.0035 Size Limit.

(1) No person shall harvest from state waters, possess while in or on state waters, or land any Spanish mackerel with a fork length less than 12 inches, measured from the tip of the snout to the rear center edge of the tail.

~~(2) All Spanish mackerel harvested in or from Florida or adjacent federal Exclusive Economic Zone (EEZ) waters shall be landed in a whole condition. The possession, while in or on state waters, on any public or private fishing pier, on a bridge or catwalk attached to a bridge from which fishing is allowed, or on any jetty, of a Spanish mackerel that has been deheaded, sliced, divided, filleted, ground, skinned, sealed, or deboned is prohibited. Mere evisceration or "gutting" of Spanish mackerel, or mere removal of gills before landing is not prohibited.~~

Specific Authority Art IV, Sec. 9, Fla. Const. Law Implemented Art IV, Sec. 9, Fla. Const. History—New 6-1-99, Formerly 46-23.0035, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Spanish Mackerel

RULE TITLE: RULE NO.: Recreational Bag Limit for Spanish Mackerel 68B-23.005

PURPOSE AND EFFECT: The purpose of this proposed rule amendment is to increase the recreational bag limit on July 1, 2000, to acknowledge the continued recovery of the species in Florida and adjacent federal waters under conservative management. The effect should be to promote angling for this now abundant fish.

SUBJECT AREA TO BE ADDRESSED: Spanish mackerel recreational bag limit.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-23.005 Recreational Bag Limit for Spanish Mackerel.

(1) No recreational harvester shall harvest more than 15 ~~40~~ Spanish mackerel per day from waters of the state.

(2)(a) No recreational harvester shall possess, while in or on the waters of the state or on any dock, pier, bridge, beach, or other fishing site adjacent to such waters, more than 15 ~~40~~ Spanish mackerel, whether harvested from state waters or from adjacent federal waters.

(b) The captain or crew of a charter vessel may each temporarily possess more than the applicable possession limit for Spanish mackerel, once the vessel is docked, for the limited purposes of transporting, cleaning, or storing fish for customers, so long as the fish are segregated in bags or other containers by customer and the customer has given written authorization to the captain to temporarily possess the fish for such limited purposes. The authorization shall remain attached to the bag or container containing the fish until they are returned to the customer.

(3) No recreational harvester, while on any vessel in state waters, shall transfer any Spanish mackerel to any other vessel.

PROPOSED EFFECTIVE DATE: July 1, 2000.

Specific Authority Art IV, Sec. 9, Fla. Const. Law Implemented Art IV, Sec. 9, Fla. Const. History—New 10-30-86, Amended 12-10-87, 10-1-88, 10-1-90, 11-26-92, 2-14-94, 1-1-98, Formerly 46-23.005, Amended 7-1-00.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Southwest Florida Shells

RULE TITLE: RULE NO.: Live Shellfish, Regulation 68B-26.003

PURPOSE AND EFFECT: The purpose of this rule amendment is to expand the prohibition against harvest or possession of any live shellfish in Lee County to include Ft. Myers Beach. The municipality has requested this action. The effect of the rulemaking should be to increase public awareness of the need to conserve live shellfish in Ft. Myers Beach, while not affecting the normal practice of collecting shells that do not contain a living animal.

SUBJECT AREA TO BE ADDRESSED: Collection of live shellfish in Ft. Myers Beach in Lee County.

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

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

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-26.003 Live Shellfish, Regulation.

(1) Lee County Live Shellfish Restrictions –

(a) Except as provided in paragraph (b) for the City of Sanibel and in subsection (3), no person shall:

1. Harvest more than two live shellfish of any single species, per day, within Lee County.

2. Possess, in that area of Lee County between the mean high water line and the county limits in the Gulf of Mexico, more than two live shellfish of any single species at any time.

(b) Except as provided in subsection (3), no person shall:

~~1- harvest any live shellfish within the following named cities, or City of Sanibel.~~

~~2- possess, in that area of the City of Sanibel between the mean high water line and the city limits, any live shellfish at any time;~~

1. The City of Sanibel.

2. The City of Ft. Myers Beach.

(2) Manatee County Live Shellfish Restrictions – Except as provided in subsection (3), beginning July 1, 1996, no person shall:

(a) Harvest more than 2 live shellfish of any single species, per day, within Manatee County.

(b) Possess, in that area of Manatee County between the mean high water line and the seaward extent of state waters within the county, more than two live shellfish of any single species at any time.

(3) Pursuant to Section 370.10(2), Florida Statutes, the Fish and Wildlife Conservation Commission may issue permits to harvest or possess more live shellfish of any single species within Lee County or Manatee County than provided for in subsections (1) and (2) of this rule, for experimental, scientific, or exhibitional purposes.

(4) It is lawful to harvest any shell within Lee County or within Manatee County, so long as such shell does not contain any live shellfish at the time of harvest and so long as a live shellfish is not killed, mutilated, or removed from its shell prior to such harvest.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 10-15-87, Amended 9-1-93, 1-1-95, 4-1-96, Formerly 46-26.003, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: King Mackerel – Atlantic Fishery

RULE TITLE: Size Limit RULE NO.: 68B-30.0025

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring king mackerel to be landed in a whole condition in favor of a new generic rule being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of king mackerel in a whole condition.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-30.0025 Size Limit.

(1) No person shall harvest from the waters of the Atlantic Fishery or land any king mackerel with a fork length less than 24 inches, measured from the tip of the snout to the rear center edge of the tail.

~~(2) All king mackerel shall be landed in a whole condition. The possession, while in or on state waters, on any public or private fishing pier, or on a bridge or catwalk attached to a bridge from which fishing is allowed, or on any jetty, of any such fish that have been deheaded, sliced, divided, filleted, ground, skinned, sealed, or deboned is prohibited. Mere evisceration or "gutting" of such fish, or mere removal of gills before landing is not prohibited.~~

~~(2)(3)~~ It is the intent of this rule and Rule 68B-12.0035 to expressly repeal and replace Section 370.11(2)(a)3., Florida Statutes, and the remainder of Section 370.11(2)(a), Florida Statutes, as these provisions pertain to king mackerel.

Specific Authority Art. IV, Sec. 9, Fla. Const., Chapter 83-134, Laws of Fla., as amended by Chapter 84-121, and Chapter 85-163, Laws of Fla. Law Implemented Art. IV, Sec. 9, Fla. Const., Chapter 83-134, Laws of Fla., as amended by Chapter 84-121, and Chapter 85-163, Laws of Fla. History—New 11-29-93, Amended 7-15-96, 10-22-99, Formerly 46-30.0025, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Pompano, African Pompano, and Permit

RULE TITLE: Size and Bag Limits; Prohibition of Sale RULE NO.: 68B-35.003

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring pompano, African pompano, and permit to be landed in a whole condition in favor of a new generic rule being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of pompano, African pompano, and permit in a whole condition.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-35.003 Size and Bag Limits; Prohibition of Sale.

(1) Size Limits –

(a) No person shall harvest in or from state waters, or possess while in or on state waters, any pompano or permit, with a ~~fork~~ length less than 10 inches, or greater than 20 inches. No person shall purchase, sell, or exchange any pompano or permit with a length less than 10 inches, or greater than 20 inches.

(b) No person shall harvest in or from state waters, or possess while in or on state waters, any African pompano with a length less than 24 inches.

~~(c) All pompano, African pompano, and permit shall be landed in whole condition. The possession, while in or on state waters, on any public or private fishing pier, or on a bridge or eatwalk attached to a bridge from which fishing is allowed, or on any jetty, of any such fish that have been deheaded, sliced, divided, filleted, ground, skinned, sealed, or deboned is prohibited. Mere evisceration or "gutting" of such fish, or mere removal of gills, before landing is not prohibited.~~

(2) Bag Limits –

(a) Except for persons harvesting pursuant to a valid saltwater products license, no person shall harvest in or from state waters more than a total of 10 pompano or permit per day, in any combination of species, nor possess while in or on state waters more than 10 such fish. No more than one (1) of such fish shall exceed 20 inches length.

(b) Each harvester of African pompano is subject to a bag limit of 2 African pompano per day, however, no more than 2 African pompano shall be possessed aboard any vessel while in or on state waters at any time.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 7-1-89, Amended 1-1-96, Formerly 46-35.003, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Black Drum

RULE TITLE: Other Prohibitions RULE NO.: 68B-36.005

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring black drum to be landed in a whole condition in favor of a new generic rule being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment

should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of black drum in a whole condition.

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

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

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-36.005 Other Prohibitions.

(+) The harvest of black drum within or without the waters of the state by or with the use of any multiple hook in conjunction with live or dead natural bait, or the landing of black drum so harvested, is prohibited. Snagging (snatch hooking) of black drum within or without the waters of the state is also prohibited.

~~(2) All black drum shall be landed in a whole condition. The possession, while in or on state waters, of black drum that have been deheaded, sliced, divided, filleted, ground, skinned, sealed, or deboned is prohibited. Mere evisceration or "gutting" of black drum, or mere removal of gills, before landing is not prohibited.~~

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 7-1-89, Formerly 46-36.005, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Spotted Seatrout

RULE TITLE: Size Limits RULE NO.: 68B-37.003

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring spotted seatrout to be landed in a whole condition in favor of a new generic rule

being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of spotted seatrout in a whole condition.

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

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

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-37.003 Size Limits.

(1)(a) Recreational Size Limits – Except as provided in paragraph (b), a person subject to a regional bag limit specified in Rule 68B-37.004(1) shall not harvest, possess while in or on the waters of the state, or land any spotted seatrout with a total length smaller or larger than the regional size limits indicated in this paragraph:

1. In the Northeast Region and South Region, a total length less than 15 inches or greater than 20 inches.
2. In the Northwest Region, a total length less than 15 inches or greater than 24 inches.

(b) A person harvesting under the bag limit established in Rule 68B-37.004 may harvest, possess while in or on the waters of the state, and land no more than one spotted seatrout per day with a total length greater than than the applicable regional maximum size limit specified in paragraph (a) of this subsection.

(2) Commercial Size Limit – A person harvesting for commercial purposes shall not harvest, possess while in or on the waters of the state, or land any spotted seatrout with a total

length less than 15 inches or greater than 24 inches. No person shall buy, sell, or exchange any spotted seatrout with a total length less than 15 inches or greater than 24 inches.

~~(3) All spotted seatrout harvested in or from Florida or adjacent federal Exclusive Economic Zone (EEZ) waters shall be landed in a whole condition. The possession, while in or on state waters, on any public or private fishing pier, on a bridge or catwalk attached to a bridge from which fishing is allowed, or on any jetty, of a spotted seatrout that has been deheaded, sliced, divided, filleted, ground, skinned, sealed, or deboned is prohibited. Mere evisceration or "gutting" of spotted seatrout, or mere removal of gills before landing is not prohibited.~~

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 11-1-89, Amended 1-1-96, 8-1-96, Formerly 46-37.003, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Dolphin

RULE TITLE: Size Limit, Prohibition of Sale

RULE NO.: 68B-41.003

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring dolphin to be landed in a whole condition in favor of a new generic rule being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of dolphin in a whole condition.

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

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

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-41.003 Size Limit, Prohibition of Sale.

(1) No person shall buy, sell, or exchange any dolphin with a fork length less than 20 inches.

(2) No person harvesting for commercial purposes shall harvest, possess while in or on the waters of the state, or land any dolphin with a fork length less than 20 inches.

~~(3) No person harvesting for commercial purposes shall land any dolphin in other than a whole condition. The possession by such a person, while in or on state waters, of dolphin that have been deheaded, sliced, divided, filleted, ground, skinned, sealed, or deboned is prohibited. Mere evisceration or "gutting" of dolphin, or mere removal of gills, before landing is not prohibited.~~

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 1-1-91, Formerly 46-41.003, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Weakfish

RULE TITLE: Size Limits

RULE NO.: 68B-47.002

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring weakfish to be landed in a whole condition in favor of a new generic rule being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of weakfish in a whole condition.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-47.002 Size Limits.

(1) No person shall harvest, within or without the waters of the state, possess, or land any weakfish with a total length less than 12 inches.

(2) No person shall purchase, sell, or exchange any weakfish with a total length less than 12 inches.

~~(3) All weakfish shall be landed in whole condition. The possession, while in or on state waters, of weakfish that have been deheaded, sliced, divided, filleted, ground, skinned, sealed, or deboned is prohibited. Mere evisceration or "gutting" of weakfish, or mere removal of gills, before landing is not prohibited.~~

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 7-17-95, Formerly 46-47.002, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Flounder and Sheepshead

RULE TITLE: Size and Bag Limits RULE NO.: 68B-48.003

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring flounder and sheepshead to be landed in a whole condition in favor of a new generic rule being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of flounder and sheepshead in a whole condition.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-48.003 Size and Bag Limits.

(1) Size Limits.

~~(a) No person shall harvest in or from state waters, possess while in or on state waters, or sell or offer for sale any flounder or any sheepshead with a total length less than 12 inches.~~

~~(b) All flounder and sheepshead shall be landed in whole condition. The possession, while in or on state waters, on any public or private fishing pier, or on a bridge or catwalk attached to a bridge from which fishing is allowed, or on any jetty, of any such fish that have been deheaded, sliced, divided, filleted, ground, skinned, sealed, or deboned is prohibited. Mere evisceration or "gutting" of such fish, or mere removal of gills, before landing is not prohibited.~~

(2) Bag Limits – Except for persons harvesting pursuant to a valid saltwater products license:

(a) No person shall harvest in or from state waters more than a total of 10 flounder per day, nor possess while in or on state waters more than 10 such fish.

(b) No person shall harvest in or from state waters more than a total of 15 sheepshead per day, nor possess while in or on state waters more than 15 such fish.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 1-1-96, Amended 1-1-97, 8-31-98, Formerly 46-48.003, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Tripletail

RULE TITLE: Size and Bag Limits, Daily Commercial RULE NO.:

Vessel Limit, Designation as

Restricted Species 68B-49.002

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete a provision requiring tripletail to be landed in a whole condition in favor of a new generic rule being adopted, Rule 68B-5.005, that will impose such a requirement for all finfish. The effect of the rule amendment should be to increase understanding of rules for all finfish harvested in Florida and adjacent federal waters and aid enforcement of size and species rules.

SUBJECT AREA TO BE ADDRESSED: Maintenance of tripletail in a whole condition.

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

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE LATER ANNOUNCED IN THIS PUBLICATION.

Pursuant to the provisions of the Americans With Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting: Adrena Knicely, (850)487-1406. If you are speech or hearing impaired, please contact the agency by calling (850)488-9542.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-49.002 Size and Bag Limits, Daily Commercial Vessel Limit, Designation as Restricted Species.

(1) Size Limits.

(a) No person shall harvest in or from state waters, possess while in or on state waters, or sell or offer for sale any tripletail with a total length less than 15 inches.

~~(b) All tripletail shall be landed in whole condition. The possession, while in or on state waters, on any public or private fishing pier, or on a bridge or catwalk attached to a bridge from which fishing is allowed, of any tripletail that have been deheaded, sliced, divided, filleted, ground, skinned, scaled, or deboned is prohibited. Mere evisceration or "gutting" of such fish, or mere removal of gills, before landing is not prohibited.~~

(2) Bag Limit and Daily Commercial Vessel Limit.

(a) Except for persons possessing a valid saltwater products license with a restricted species endorsement, no person shall harvest in or from state waters more than a total of 2 tripletail per day, nor possess while in or on state waters more than 2 such fish.

(b) Each person possessing a valid saltwater products license with a restricted species endorsement, shall be subject to a limit of 10 tripletail per day, provided however, that no more than 10 such fish shall be possessed aboard any vessel while in or on state waters, irrespective of the number of commercial harvesters aboard.

(3) Tripletail is hereby designated a restricted species pursuant to Section 370.01(20), Florida Statutes.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 1-1-96, Amended 8-31-98, Formerly 46-49.002, Amended _____.

Section II Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE TITLE: Standards RULE NO.: 5F-10.001

PURPOSE AND EFFECT: The purpose of 5F-10.001 is to adopt the most recent version of the chemical and physical standards for antifreeze set forth by the American Society for Testing and Materials. The effect of each adoption is to maintain nationally recognized standards.

SUMMARY: Proposed rule 5F-10.001 will adopt the most recent versions of the American Society for Testing and Materials' standards and specifications for antifreeze products in accordance with 501.921, Florida Statutes. The Department will use these standards and specifications when evaluating antifreeze products offered for registration with the Department or offered for sale to the public.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding hesatement 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: 570.07(23), 501.921 FS.

LAW IMPLEMENTED: 501.913, 501.917, 501.921 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., Wednesday, May 17, 2000

PLACE: Division of Standards' Conference Room, Suite E, Room 135, Doyle Conner Administration Building, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Eric Hamilton, Bureau Chief, Bureau of Petroleum Inspection, 3125 Conner Blvd., Bldg. #1, Tallahassee, FL 32399-1650, Phone (850)488-9740

THE FULL TEXT OF THE PROPOSED RULE IS:

5F-10.001 Standards.

(1) The performance specifications and standards for ethylene glycol base antifreeze are hereby incorporated by reference: ASTM D 3306-98 ~~ASTM D 3306-94~~, "Standard Specification for Ethylene Glycol Base Engine Coolant for Automobile and Light Duty Service," (approved April 10, 1998 ~~September, 1994~~);

(2) The performance specifications and standards for propylene glycol base antifreeze are hereby incorporated by reference: ASTM D 5216-98 ~~ASTM D 5216-95~~, "Standard Specification for Propylene Glycol Base Engine Coolant for Automobile and Light Duty Service," (approved ~~April 10, 1998~~ ~~September, 1995~~).

(3) The performance specifications and standards for prediluted aqueous ethylene glycol base antifreeze are hereby incorporated by reference: ASTM D 4656-98 ~~ASTM D 4656-95~~, "Standard Specification for Prediluted Aqueous Ethylene Glycol (50 Volume % Minimum) Base Engine Coolant for Automobiles and Light Duty Service," (approved ~~April 10, 1998~~ ~~March, 1995~~).

(4) The performance specifications and standards for recycled prediluted aqueous glycol base antifreeze are hereby incorporated by reference: ASTM D 6471-99, "Standard Specification for Recycled Prediluted Aqueous Glycol Base Engine Coolant (50 Volume % Minimum) for Automobile and Light Duty Service," (approved November 10, 1999).

(5) Copies of these documents may be obtained from the American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428.

Specific Authority 570.07(23), 501.921 FS. Law Implemented 501.913, 501.917, 501.921 FS. History--New 10-6-93, Amended 7-5-95, 12-9-98,

NAME OF PERSON ORIGINATING PROPOSED RULE: Eric Hamilton
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ben Faulk, Director, Division of Standards
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 21, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 17, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

RULE CHAPTER TITLE: Comprehensive Shellfish Control Code
RULE CHAPTER NO.: 5L-1
RULE TITLES: Shellfish Harvesting Area Standards
RULE NOS.: 5L-1.003
Container Identification, Terminal Sale
Date; Prohibitions 5L-1.007

PURPOSE AND EFFECT: This amendment proposes to reclassify the Body F shellfish harvesting area, Brevard County. A sanitary survey has been conducted that evaluates current information on pollution sources and bacteriological water quality, and recommends reclassification of the shellfish harvesting area.

The four-digit harvest area codes are proposed to be updated to reflect the proposed classifications. These codes or the name of the harvest area must be recorded on harvester tags. This information provides for tracing shellfish that are implicated in illness outbreaks back to the harvest area.

SUMMARY: The proposed reclassification of the Body F shellfish harvesting area will decrease the size of conditionally approved area by 344 acres, from 6,381 acres (2,189 acres in conditionally approved zone 1 + 4,192 acres in conditionally approved zone 2) to 6,037 acres, increase the size of conditionally restricted area by 1,491 acres, from 2,834 acres (1,150 acres in conditionally restricted zone 3 + 1,684 acres in conditionally restricted zone 4) to 4,325 acres, and decrease the size of the prohibited area by 710 acres, from 3,056 acres to 2,346 acres.

The average expected number of days per month closed will decrease for conditionally approved zone 1 by 9.8 days per month, from to 11.1 days per month to 1.3 days per month, decrease for conditionally approved zone 2 by 3.3 days per month, from 4.6 days per month to 1.3 days per month, decrease for conditionally restricted zone 3 by 3.8 days per month, from 4.4 to 0.6 days per month, and decrease for conditionally restricted zone 4 by 0.6 days per month, from 1.2 days per month to 0.6 days per month.

These amendments place descriptions, references to shellfish harvesting area map numbers, and operating criteria for the Body F shellfish harvesting area (#74) in the document Shellfish Harvesting Area Classification Boundaries and Management Plans. This document is hereby incorporated by reference in 5L-1.003(1). Additionally, these amendments provide an illustration of the Body F shellfish harvesting area classification boundaries in shellfish harvesting area map #74. This map is hereby incorporated by reference in 5L-1.003(1). Additionally, these amendments propose updating the four-digit harvest area codes defined in 5L-1.007(3)(e) for Body F. These codes will be used on harvester tags to identify the locations where shellfish are harvested.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: There is no anticipated regulatory cost.

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: 370.021(1), 370.071(1) FS.

LAW IMPLEMENTED: 370.071 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., Monday, May 8, 2000

PLACE: 1203 Governors Square Boulevard, 5th Floor, Tallahassee, Florida

If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel Management, (850)921-6262, at least seven days before the meeting.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: John McDowell, Division of Aquaculture, 1203 Governors Square Boulevard, 5th Floor, Tallahassee, Florida. Phone (850)488-5471

THE FULL TEXT OF THE PROPOSED RULES IS:

5L-1.003 Shellfish Harvesting Area Standards.

(1) The Department shall describe and/or illustrate harvesting areas and provide harvesting area classifications as approved, conditionally approved, restricted, conditionally restricted, prohibited, or unclassified as defined herein, including criteria for opening and closing shellfish harvesting areas in accordance with Section C of the National Shellfish Sanitation Program Manual of Operations, Part I. Copies of individual shellfish harvesting area maps, revised April 5, 2000 ~~April 14, 1999~~, and the document Shellfish Harvesting Area Classification Boundaries and Management Plans, revised April 5, 2000 ~~April 14, 1999~~, containing shellfish harvesting area descriptions, references to shellfish harvesting area map numbers, and operating criteria herein incorporated by reference may be obtained by writing to the Department at 1203 Governors Square Boulevard, Fifth Floor, Tallahassee, Florida 32301.

(2) through (10) No change.

Specific Authority 370.021(1), 370.071(1) FS. Law Implemented 370.071 FS History--New 1-4-87, Amended 8-10-88, 7-9-89, 12-23-91, Formerly 16R-7.004, Amended 7-3-95, 6-18-97, 7-1-97, 7-22-97, 10-12-97, 12-16-97, 12-28-97, 2-12-98, 2-25-98, 7-1-98, 7-20-98, 11-3-98, 12-28-98, 3-18-99, 7-1-99, Formerly 62R-7, Amended _____.

5L-1.007 Container Identification, Terminal Sale Date; Prohibitions.

(1) through (2) No change.

(3) The harvester's tag's shall contain legible waterproof information arranged in the specific order as follows:

(a) The harvester's saltwater product license number as assigned by the Department;

(b) The date of harvesting;

(c) The time of harvest;

(d) The time of refrigeration, if applicable;

(e) The identification of the harvest area using the four digit area code or name of the harvest area listed in Table 2, which is incorporated herein and appears at the end of this Chapter, as well as the most precise identification within that area as practicable;

(f) Common name of shellfish and quantity of shellfish;

(g) The following statement will appear in bold capitalized type "THIS TAG IS REQUIRED TO BE ATTACHED UNTIL CONTAINER IS EMPTY AND THEREAFTER KEPT ON FILE FOR 90 DAYS."

(4) through (12) No change.

Specific Authority 370.071 (1) FS. Law Implemented 370.071 FS. History--New 1-4-87, Amended 5-21-87, 8-10-88, 7-9-89, 8-30-89, 5-6-93, 9-14-93, 8-21-94, Formerly 16R-7.010, Amended 9-1-95, 5-8-96, 2-6-97, 10-12-97, 2-12-98, 2-25-98, 7-1-98, 11-3-98, 12-28-98, Formerly 62R-7, Amended _____.

AREA CODE	HARVEST AREA NAME
0222	Pensacola Bay: Conditionally Approved (Escambia Bay, Winter, November 1 through March 30)
0232	Pensacola Bay: Conditionally Approved (East Bay, Winter, November 1 through March 30)
0242	Pensacola Bay: Conditionally Approved (Escambia Bay, Spring/Fall, April 1 through June 30 and October 1 through October 31)
0252	Pensacola Bay: Conditionally Approved (East Bay, Spring/Fall, April 1 through June 30 and October 1 through October 31)
0215	Pensacola Bay: Restricted (Escambia Bay Spring/Fall, April 1 through June 30 and October 1 through October 31)
0216	Pensacola Bay: Conditionally Restricted (Escambia Bay, Winter, November 1 through March 30)
0226	Pensacola Bay: Conditionally Restricted (East Bay, Winter, November 1 through March 30)
0622	Choctawhatchee: Conditionally Approved (Central)
0632	Choctawhatchee: Conditionally Approved (Eastern)
0802	West Bay: Conditionally Approved
1012	North Bay: Conditionally Approved (Western)
1022	North Bay: Conditionally Approved (Eastern)
1206	East Bay: Conditionally Restricted
1212	East Bay: Conditionally Approved (Section 1)
1222	East Bay: Conditionally Approved (Section 2)
1401	St. Joe Bay: Approved
1506	Indian Lagoon: Conditionally Restricted
1512	Indian Lagoon: Conditionally Approved Zone X (April 1 – June 30 & October 1 – December 31)
1522	Indian Lagoon: Conditionally Approved Zone Y (April 1 – June 30 & October 1 – December 31)
1532	Indian Lagoon: Conditionally Approved Zone Z (April 1 – June 30 & October 1 – December 31)
1542	Indian Lagoon: Conditionally Approved Zone A (January 1 – March 31)
1552	Indian Lagoon: Conditionally Approved Zone B (January 1 – March 31)
1611	Apalachicola Bay: Approved (Winter)
1621	Apalachicola Bay: Approved (Summer)
1631	Apalachicola Bay: Approved, Shellfish lease numbers 525, 551, 551B, 580, 582, 609, 672, and 981 (Summer)
1612	Apalachicola Bay: Conditionally Approved West 1 (Winter)
1622	Apalachicola Bay: Conditionally Approved West 2 (Winter)
1632	Apalachicola Bay: Conditionally Approved West 3 (Winter)
1642	Apalachicola Bay: Conditionally Approved East (Winter)
1652	Apalachicola Bay: Conditionally Approved North (Summer)
1662	Apalachicola Bay: Conditionally Approved South (Summer)
1606	Apalachicola Bay: Conditionally Restricted
2002	Ochlockonee Bay: Conditionally Approved
2206	Wakulla: Conditionally Restricted
2212	Wakulla: Conditionally Approved (Zone 1)
2222	Wakulla: Conditionally Approved (Zone 2)
2502	Horseshoe: Conditionally Approved
2506	Horseshoe: Conditionally Restricted
2802	Suwannee Sound: Conditionally Approved
2806	Suwannee Sound: Conditionally Restricted
3012	Cedar Key: Conditionally Approved (Zone A)
3022	Cedar Key: Conditionally Approved (Zone B)
3006	Cedar Key: Conditionally Restricted
3202	Waccasassa Bay: Conditionally Approved

3206	Waccasassa Bay: Conditionally Restricted
3402	Withlacoochee Bay: Conditionally Approved
3406	Withlacoochee Bay: Conditionally Restricted
3702	Citrus County: Conditionally Approved
3706	Citrus County: Conditionally Restricted
4202	Boca Ciega Bay: Conditionally Approved
4802	Lower Tampa Bay: Conditionally Approved
4806	Lower Tampa Bay: Conditionally Restricted
5402	Sarasota Bay: Conditionally Approved
5406	Sarasota Bay: Conditionally Restricted
5602	Lemon Bay: Conditionally Approved
5802	Gasparilla: Conditionally Approved
6002	Myakka River: Conditionally Approved
6201	Pine Island Sound: Approved
6602	Ten Thousand Islands: Conditionally Approved
7001	Indian River/St. Lucie: Approved
7006	Indian River/St. Lucie: Restricted
7202	North Indian River: Conditionally Approved
7206	North Indian River: Conditionally Restricted
7412	Body F: Conditionally Approved (Zone 1)
7422	Body F: Conditionally Approved (Zone 2)
7416	Body F: Conditionally Restricted (Zone 3)
7426	Body F: Conditionally Restricted (Zone 4)
7506	Body E: Conditionally Restricted
7602	Body D: Conditionally Approved
7606	Body D: Conditionally Restricted
7712	Body C: Conditionally Approved (Zone 1, March 1 through November 30)
7722	Body C: Conditionally Approved (Zone 2, March 1 through November 30)
7732	Body C: Conditionally Approved (December 1 through February 28 (or February 29 during a leap year))
7716	Body C: Conditionally Restricted (December 1 through February 28 (or February 29 during a leap year))
7726	Body C: Conditionally Restricted (March 1 through November 30)
7802	Body B: Conditionally Approved
7805	Body B: Restricted
7902	South Banana River: Conditionally Approved
7906	South Banana River: Conditionally Restricted
8001	Body A: Approved
8005	Body A: Restricted
8201	Volusia: Approved
8212	Volusia: Conditionally Approved (Zone 1)
8222	Volusia: Conditionally Approved (Zone 2)
8206	Volusia: Conditionally Restricted
8802	St. Johns South: Conditionally Approved
8806	St. Johns South: Conditionally Restricted
9202	St. Johns North: Conditionally Approved
9206	St. Johns North: Conditionally Restricted

INDEX OF SHELLFISH HARVESTING AREA MAPS

Revised ~~April 5, 2000~~ April 14, 1999

Shellfish Harvesting Area

Name	Area Number	Map Number(s)	Revised date
Apalachicola Bay System	16	16	April 14, 1999
Boca Ciega Bay	42	42	April 15, 1997
Body A	80	80	October 10, 1997
Body B	78	78	April 15, 1997
Body C	77	77A, 77B	April 15, 1997
Body D	76	76	April 15, 1997
Body E	75	75	April 15, 1997
Body F	74	74	April 5, 2000 April 15, 1997
Cedar Key	30	30	April 15, 1997
Choctawhatchee Bay	06	06	April 15, 1997
Citrus County	37	37	April 15, 1997
Duval County	96	96	April 15, 1997
East Bay	12	12	April 15, 1997
Gasparilla Sound	58	58	April 15, 1997
Horseshoe Beach	25	25A, 25B	January 6, 1999
Indian Lagoon	15	15A, 15B	April 15, 1997
Indian River/St. Lucie Counties	70	70	April 15, 1997
Lemon Bay	56	56	May 20, 1998
Lower Tampa Bay	48	48	April 15, 1997
Myakka River	60	60	October 28, 1998
North Bay	10	10	April 15, 1997
North Indian River	72	72	April 15, 1997
North St. Johns	92	92	April 15, 1997
Ochlockonee Bay	20	20	August 26, 1998
Pensacola Bay System	02	02A, 02B	April 15, 1997
Pine Island Sound	62	62	October 28, 1998
Sarasota Bay	54	54	April 15, 1997
South Banana River	79	79	May 21, 1997
South St. Johns	88	88	April 15, 1997
South Volusia	82	82A, 82B	December 10, 1997
St. Joseph Bay	14	14	April 15, 1997
Suwannee Sound	28	28	December 17, 1997
Ten Thousand Islands	66	66	April 15, 1997
Waccasassa Bay	32	32	April 15, 1997
Wakulla County	22	22	April 15, 1997
West Bay	08	08A, 08B	October 28, 1998
Withlacochee Bay	34	34	April 15, 1997

INDEX OF SHELLFISH HARVESTING AREA
 CLASSIFICATION BOUNDARIES AND MANAGEMENT PLANS
 Revised ~~April 5, 2000~~ April 14, 1999

Shellfish Harvesting Area

Name	Area Number	Map Number(s)	Revised date
Apalachicola Bay System	16	16	April 14, 1999
Boca Ciega Bay	42	42	April 15, 1997
Body A	80	80	October 10, 1997
Body B	78	78	April 15, 1997
Body C	77	77A, 77B	April 15, 1997
Body D	76	76	April 15, 1997
Body E	75	75	April 15, 1997
Body F	74	74	April 5, 2000 April 15, 1997
Cedar Key	30	30	April 15, 1997
Choctawhatchee Bay	06	06	April 15, 1997
Citrus County	37	37	April 15, 1997
Duval County	96	96	April 15, 1997
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Suwannee Sound	28	28	December 17, 1997
Ten Thousand Islands	66	66	April 15, 1997
Waccasassa Bay	32	32	April 15, 1997
Wakulla County	22	22	April 15, 1997
West Bay	08	08A, 08B	October 28, 1998
Withlacoochee Bay	34	34	April 15, 1997

NAME OF PERSON ORIGINATING PROPOSED RULE:
Robert Thompson
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Sherman Wilhelm, Director,
Division of Aquaculture
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: January 5, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: March 17, 2000

DEPARTMENT OF COMMUNITY AFFAIRS

RULE CHAPTER TITLE: Organization and General Information
RULE CHAPTER NO.: 9-1
RULE TITLE: The Agency
RULE NO.: 9-1.001
PURPOSE, EFFECT AND SUMMARY: The purpose and effect is to revise the rule to conform to current statutory requirements.

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: 120.53(1)(a) FS.
LAW IMPLEMENTED: 120.53(1)(a), 20.18 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., May 8, 2000
PLACE: Room 320Q, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida

Any person requiring special accommodation at the hearing because of a disability or physical impairment should contact Bobbie Jo Finer, Assistant General Counsel, Office of the General Counsel, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida, (850)488-0410 or (Suncom) 278-0410, at least seven days before the date of the hearing. 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)955-9771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bobbie Jo Finer, Assistant General Counsel, Office of the General Counsel, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida

THE FULL TEXT OF THE PROPOSED RULE IS:

9-1.001 The Agency.

Specific Authority 120.53(1)(a) FS. Law Implemented 120.53(1)(a), 20.18 FS. History—New 12-10-75, Amended 6-22-83, Formerly 9-1.01, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bobbie Jo Finer, Assistant General Counsel, Office of the General Counsel, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Cari Roth, General Counsel, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 29, 2000

AGENCY FOR HEALTH CARE ADMINISTRATION

Division of Managed Care and Health Quality

RULE TITLE: Statewide Provider and Subscriber Assistance Program Forms
RULE NO.: 59A-12.020

PURPOSE AND EFFECT: The purpose of this proposed rule is to adopt the forms utilized in the Statewide Provider and Subscriber Assistance Program which is found in Section 408.7056, Florida Statutes. The effect will be that the use of these forms will be required by the rule.

SUMMARY: This rule will adopt the forms used by the Statewide Provider and Subscriber Assistance Program.

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

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

SPECIFIC AUTHORITY: 408.15 FS.
LAW IMPLEMENTED: 408.7056 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: 10:00 a.m., May 9, 2000

PLACE: Conference Room, 2727 Mahan Drive, Building 1, Room 316, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Melanie Kelley, Agency for Health Care Administration, Statewide Provider and Subscriber Assistance Program, 2727 Mahan Drive, Building 1, Room 339, Tallahassee, Florida, (850)922-2105

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-12.020 Statewide Provider and Subscriber Assistance Program Forms.

The following is a list of the forms utilized by the Division of Managed Care and Health Quality in its dealings with participants in the Statewide Provider and Subscriber Assistance Program which are hereby incorporated by reference in this rule. A copy of these forms may be obtained by writing to the Statewide Provider and Subscriber Assistance Program, 2727 Mahan Drive, Building 1, Suite 339, Tallahassee, Florida 32308.

<u>FORM NO./REVISION DATE</u>	<u>TITLE</u>
<u>AHCA Form 3160-0006, 1/2000</u>	<u>HMO Quarterly Grievance Report</u>
<u>AHCA Form 3160-0007, 11/99</u>	<u>Request for Review and Release Form (RRR)</u>
<u>AHCA Form 3160-0008, 3/2000</u>	<u>HMO Response Form</u>
<u>AHCA Form 3160-0010, 3/2000</u>	<u>Hearing Information Sheet</u>
<u>AHCA Form 3160-0011, 3/2000</u>	<u>HMO/Subscriber Hearing Response Form</u>

Specific Authority 408.15 FS. Law Implemented 408.7056 FS. History--New Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tom Warring, Manager, Statewide Provider and Subscriber Assistance Program

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Ruben J. King-Shaw, Jr., AHCA Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 29, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 21, 2000

DEPARTMENT OF MANAGEMENT SERVICES

Florida Commission on Human Relations

RULE TITLE: Definitions
RULE NO.: 60Y-3.001

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendments is to update the meaning of various terms that appear throughout Chapter 60Y, Florida Administrative Code.

SUMMARY : The proposed rule amendments will update the current list of definitions as used in the rules of the Commission.

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 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: 760.06(12) FS.

LAW IMPLEMENTED: 92.525, 760.02, 760.03, 760.04, 760.05, 760.06, 760.10, 760.11 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: 10:00 a.m., May 9, 2000

PLACE: Florida Commission on Human Relations, Suite 240, Building F, 325 John Knox Road, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Stan Gorsica, Attorney, Florida Commission on Human Relations, Suite 240, Building F, 325 John Knox Road, Tallahassee, Florida 32303-4149, (850)488-7082

THE FULL TEXT OF THE PROPOSED RULE IS:

60Y-3.001 Definitions.

As used in the rules of the Commission:

(1) through (6) No change.

(7) "Commissioner" or "member" means a member of the Commission;

(8) No change.

(9) "Document" includes, but is not limited to, writings, e-mail, drawings, charts, photographs, phono-records and other date compilations from which information can be obtained, translated, if necessary, through detection devices;

(10) through (14) No change.

(15) "Hearing Officer" or "Administrative Law Judge" means the person assigned to conduct a hearing upon a petition filed with the Commission;

(16) through (26) No change.

(27) "Verified" means under oath or affirmation or by the signing of the written declaration prescribed by section 92.525(2), Florida Statutes sworn to by the affiant and notarized.

Specific Authority 760.06(12), ~~420.53, 760.06(43)~~ FS. Law Implemented 92.525, 760.02, 760.03, 760.04, 760.05 ~~420.53~~, 760.06, 760.10, 760.11 FS. History--New 11-2-78, Amended 8-12-85, Formerly 22T-7.01, 22T-7.001, Amended 9-1-93, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dana Baird, General Counsel, Florida Commission on Human Relations

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ronald McElrath, Executive Director, Florida Commission on Human Relations

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 17, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Barbers'

RULE TITLE: Duplicate License or Registration Fee
 RULE NO.: 61G3-20.012

PURPOSE AND EFFECT: The Board proposes to change duplicate license or registration fee from \$20.00 to \$25.00.

SUMMARY: The Board has determined that it is necessary to amend this rule to change duplicate license or registration fee from \$20.00 to \$25.00.

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: 476.192(1)(d) FS.

LAW IMPLEMENTED: 476.192(1)(d) 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: Julie Baker, Executive Director, Barbers' Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-20.012 Duplicate License or Registration Fee.

The fee for the issuance of a duplicate license or registration shall be twenty five dollars (~~\$25~~0.00).

Specific Authority 476.192(1)(d) FS. Law Implemented 476.192(1)(d) FS. History--New 7-16-80, Formerly 21C-20.12, Amended 12-23-90, Formerly 21C-20.012, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Barbers'

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 7, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 10, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE TITLES: Active Status
 RULE NOS.: 61G5-25.001

Inactive Status; Reactivation 61G5-25.002

Delinquent Status 61G5-25.003

PURPOSE AND EFFECT: The Board proposes to amend the existing rules by updating the language within.

SUMMARY: The rule amendments are for the purpose of updating the continuing education requirements for reactivation of an inactive license; and renewal of an active license.

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: 477.016, 477.012 FS.

LAW IMPLEMENTED: 477.0212, 455.271 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: Julie Baker, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULES IS:

61G5-25.001 Active Status.

(1) The department shall renew an active cosmetology license or specialty registration upon timely receipt of the completed application for status, the biennial renewal fee, and certification that the licensee or registrant has demonstrated participation in the continuing education required by Rule 61G5-32.001 ~~61G5-18.011~~, F.A.C.

(2) No change.

Specific Authority 477.016 FS. Law Implemented 455.271, 477.0212 FS. History--New 2-1-95, Amended _____.

61G5-25.002 Inactive Status; Reactivation.

(1) No change.

(2) An inactive status licensee or registrant may change to active status at any time provided the licensee or registrant meets the continuing education requirements of Rule 61G5-32.001 ~~61G5-18.011~~, F.A.C., pays the reactivation fee, and if the request to change licensure status is made at any time other than at the beginning of a licensure cycle, pays the additional processing fee. However, a licensee or registrant whose license or registration has been in inactive status for more than two consecutive biennial licensure cycles shall be required to submit a statement affirming that the licensee or registrant has read within the last thirty (30) days and is familiar with the laws and rules for the practice of cosmetology in the State of Florida before the license or registration can be placed into active status.

(3) through (4) No change.

Specific Authority 477.016, 477.012 FS. Law Implemented 477.0212, 455.271 FS. History--New 2-1-95, Amended 4-5-95, _____.

61G5-25.003 Delinquent Status.

(1) through (2) No change.

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

(c) if active status is elected, demonstrate compliance with the continuing education requirements found in Rule ~~61G5-32.001~~ ~~61G5-18.011~~, F.A.C.

Specific Authority 477.016 FS. Law Implemented 455.271, 477.0212 FS. History--New 2-1-95, Amended 4-5-95, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Cosmetology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 24, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE TITLES:	RULE NOS.:
Hair Braiding, Hair Wrapping, and Body Wrapping; Registration Requirements, Practice Outside of Licensed Salon	61G5-31.002
Hair Braiding, Hair Wrapping, and Body Wrapping Registration	61G5-31.003
Hair Braiding, Hair Wrapping, and Body Wrapping Term of Registration, Registration Renewal	61G5-31.005
Practice of Hair Braiding, Hair Wrapping, and Body Wrapping Pending Approval of Registration	61G5-31.006

PURPOSE AND EFFECT: Proposed rule 61G5-31.002 amendment will set forth the requirement for registration as a body wrapper and requirements for practice of that area outside of a licensed salon. Proposed rule 61G5-31.003 amendment will set forth the procedures to be followed to register as a body wrapper. Proposed rule 61G5-31.005 amendment will specify the length of the term of registration and the procedures to be followed for renewal of a body wrapping registration. Proposed rule 61G5-31.006 amendment will set forth the requirements for individuals to practice body wrapping prior to the issuance of their registration in this area.

SUMMARY: The rule amendments are for the purpose of adding the criteria for body wrapping registration; practicing body wrapping outside a salon; body wrapping registration renewal; and the practice of body wrapping pending approval of registration.

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: 455.2228, 455.203(1), 477.016 FS., Chapter 99-251, Laws of Florida.

LAW IMPLEMENTED: 455.203(1), 455.228, 477.026(f), 477.0132 FS., Chapter 99-251, Laws of Florida.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Julia Baker, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULES IS:

61G5-31.002 Hair Braiding, ~~and~~ Hair Wrapping, and Body Wrapping; Registration Requirements, Practice Outside of Licensed Salon.

(1) Only those individuals who are licensed to engage in the practice of cosmetology in the State of Florida, or who are registered to engage in the practice of hair braiding in the State of Florida shall engage in the practice of hair braiding or performed hair braiding services in the State of Florida.

(2) Only those individuals who are licensed to engage in the practice of cosmetology in the State of Florida, or who are registered to engage in the practice of hair wrapping in the State of Florida shall engage in the practice of hair wrapping or performed hair wrapping services in the State of Florida.

(3) Registration as a hair braider shall not authorized a registrant to practice hair wrapping. Registration as a hair wrapper shall not authorize a registrant to practice hair braiding.

(4) Only those individuals who are licensed to engage in the practice of cosmetology in the State of Florida, or who are registered to engage in the practice of body wrapping in the State of Florida shall engage in the practice of body wrapping or performed body wrapping services in the State of Florida.

~~(5)~~(4) Whenever either hair braiding, ~~or~~ hair wrapping, or body wrapping services are performed in a location other than a licensed cosmetology or specialty salon, all implements used in connection with the performance of the services shall be of a disposable nature; or shall be sanitized in a disinfectant approved for hospital use or approved by the Environmental Protection Agency. Whenever either hair braiding, ~~or~~ hair wrapping, or body wrapping services are performed in a licensed cosmetology or specialty salon, all laws and rules of the Board concerning the operation of the cosmetology or specialty salon, including all sanitary and disinfectant

requirements, shall be observed and complied with by individuals performing hair braiding, ~~or~~ hair wrapping, or body wrapping services.

Specific Authority 477.0132, 477.016 FS., Chapter 99-251, Laws of Florida. Law Implemented 477.0132 FS., Chapter 99-251, Laws of Florida. History—New 2-1-95, Amended 11-25-98, _____.

61G5-31.003 Hair Braiding, ~~and~~ Hair Wrapping, and Body Wrapping Registration.

(1) All persons desiring to become registered to practice hair braiding shall apply for registration to the Department in writing upon forms prepared and furnished by the Department, shall pay the registration fee as set forth in Chapter 61G5-24, F.A.C., and shall provide satisfactory proof of their successful completion of a two-day 16-hour Board approved hair braiding course.

(2) All persons desiring to become registered to practice hair wrapping shall apply for registration to the Department in writing upon forms prepared and furnished by the Department, shall pay the registration fee as set forth in Chapter 61G5-24, F.A.C., and shall provide satisfactory proof of their successful completion of a one-day 6-hour Board approved hair wrapping course.

(3) All persons desiring to become registered to practice body wrapping shall apply for registration to the Department in writing upon forms prepared and furnished by the Department, shall pay the registration fee as set forth in Chapter 61G5-24, F.A.C., and shall provide satisfactory proof of their successful completion of a two-day 12-hour Board approved body wrapping course.

(4)(3) Satisfactory proof of successful completion of the required hair braiding course, ~~or~~ hair wrapping course, or body wrapping course shall consist of the original or a legible copy of the certificate of completion supplied to the applicant by the provider of the course indicating the provider's name, the student name, the dates of the course, and the total number of hours successfully completed.

(5)(4) All persons who have applied for registration as a hair braider, ~~or~~ hair wrapper, or body wrapper shall retain a copy of all materials submitted in connection with their application, including the completed application, proof of payment of all applicable fees, and satisfactory proof of their successful completion of a Board approved hair braider, ~~or~~ hair wrapper, or body wrapper course, until they are issued a certificate of registration or notified that their application has been denied.

Specific Authority 477.0132, 477.016, 477.026(f) FS., Chapter 99-251, Laws of Florida. Law Implemented 477.0132, 477.026(f) FS., Chapter 99-251, Laws of Florida. History—New 2-1-95, Amended 11-25-98, _____.

61G5-31.005 Hair Braiding, ~~and~~ Hair Wrapping, and Body Wrapping Term of Registration, Registration Renewal.

(1) All hair braiding, hair ~~and~~ wrapping, and body wrapping registrations shall be valid for a period of two years or until the end of the biennial licensure renewal cycle in which

they are first issued, which ever occurs first. The biennial licensure renewal cycle for all hair braiding, ~~and~~ hair wrapping, and body wrapping registrations shall coincide with the biennial licensure renewal cycle used for the renewal of cosmetology licenses and specialty registrations.

(2) At the time of registration renewal, all hair braiding, ~~and~~ hair wrapping, and body wrapping registrants shall pay all applicable renewal fees and charges as provided in Chapter 61G5-24, F.A.C. Prior to the expiration of their hair braider, ~~or~~ hair wrapper, or body wrapper registration, all hair braiding, ~~and~~ hair wrapping, and body wrapping registrants shall complete a Board approved HIV/AIDS training course as provided in Section 455.2228, F.S. All HIV/AIDS training courses shall comply with the requirements as set forth in Rule 61G5-18.011, F.A.C.

Specific Authority 455.203(1), 455.2228, 477.016 FS., Chapter 99-251, Laws of Florida. Law Implemented 455.203(1), 455.2228 FS., Chapter 99-251, Laws of Florida. History—New 11-25-98, Amended _____.

61G5-31.006 Practice of Hair Braiding, ~~and~~ Hair Wrapping, and Body Wrapping Pending Approval of Registration.

(1) An applicant for registration as a hair braider shall be eligible to practice hair braiding, and an applicant for registration as a hair wrapper shall be eligible to practice hair wrapping, and an applicant for registration as a body wrapper shall be eligible to practice body wrapping, pending the approval of his or her application for registration provided the individual has previously submitted the following to the Department:

- (a) a properly completed registration application;
- (b) payment of all applicable fees for initial registration as set forth in Chapter 61G5-24, F.A.C.; and,
- (c) proof of successful completion of a Board approved hair braiding, ~~or~~ hair wrapping, or body wrapping course as defined in Rule 61G5-31.004 F.A.C.

(2) Upon receipt of notification that the individual's application for registration as either a hair braider, ~~or~~ hair wrapper, or body wrapper is incomplete, the individual shall immediately cease all practice of hair braiding, ~~or~~ hair wrapping, or body wrapping.

(3) Applicants wishing to perform hair braiding, ~~or~~ hair wrapping, or body wrapping services under this exception in a licensed cosmetology or specialty salon shall, prior to beginning the performance of hair braiding, ~~or~~ hair wrapping, or body wrapping services in the salon, provide to the cosmetology or specialty salon license holder or his or her representative a copy of the completed application for registration as a hair braider, ~~or~~ hair wrapper, or body wrapper submitted to the Department by the applicant. The applicant shall also immediately inform the cosmetology or specialty salon license holder if the applicant is notified by the Department that his or her application for registration as a hair

braider, ~~or~~ hair wrapper, or body wrapper is incomplete or it has been determined that the applicant is not qualified for registration.

Specific Authority 477.0132(3), 477.016 FS., Chapter 99-251, Laws of Florida. Law Implemented 477.0132(3) FS., Chapter 99-251, Laws of Florida. History—New 11-25-98, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Cosmetology
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Cosmetology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 24, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE TITLE: Continuing Education
RULE NO.: 61G5-32.001
PURPOSE AND EFFECT: The proposed changes to the current rule will provide a definition of continuing education provider and further specify the nature of the materials and information required to be submitted with an application for approval of a continuing education course.

SUMMARY: The Board proposes the amendment to this existing rule by adding a definition for continuing education provider, as well as, providing the requirements that all providers shall comply with. The Board also finds it necessary to amend the current rule to prohibit continuing education courses being submitted for approval as appropriate course from being sales promotions.

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: 455.219(3), 455.2228, 477.016, 477.019(7) FS.

LAW IMPLEMENTED: 455.219(3), 455.2228, 477.019(7) 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: Julia Baker, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-32.001 Continuing Education.

(1) through (5) No change.

(6) PROVIDER APPROVAL AND REQUIREMENTS –

(a) through (i) No change.

(j) For purposes of Section 455.2178, F.S., Chapter 477, F.S., and the rules adopted by the Board, the term “continuing education provider” shall mean any individual, organization, or other entity who offers or teaches: (1) courses for purposes of fulfilling the requirements of license renewal which has been submitted to and approved by the board for such purposes; or (2) an HIV/AIDS education course for purposes of fulfilling the requirements of initial licensure or license renewal which has been submitted to and approved by the Board for such purposes, or which has been approved for these purposes by rule of the Board. All continuing education providers shall comply with all provisions and requirements of this rule, and Section 455.2178, F.S., for the purpose of monitoring continuing education compliance. Failure to comply with such provisions and requirements by any continuing education provider shall be grounds for the suspension or revocation of the continuing education course approval.

(7) COURSE APPROVAL AND REQUIREMENTS –

(a) through (j) No change.

(k) A course which constitutes a sales presentation or promotion is limited to an artistic demonstration will not be approved for continuing education credit.

(8) No change.

Specific Authority 455.219(3), 455.2228, 477.016, 477.019(7), 455.2178 FS. Law Implemented 455.219(3), 455.2228, 477.019(7) FS. History—New 3-25-99, Amended 2-28-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Cosmetology
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Cosmetology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 24, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE TITLE: Continuing Education Requirements for
Reactivation of Inactive License
RULE NO.: 61G15-22.001
PURPOSE AND EFFECT: The purpose of these rule amendments is to update the rule text.
SUMMARY: The Board has determined that amendments are necessary to further clarify the continuing education requirements for reactivation of an inactive license.

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: 471.019(2) FS.

LAW IMPLEMENTED: 471.019(2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dennis Barton, Executive Director, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-22.001 Continuing Education Requirements for Reactivation of Inactive License.

A license which has been inactive for more than one year may be reactivated upon application to FEMC and demonstration to the Board by the licensee of having attended twelve hours of engineering related education per inactive year. The education shall be related to the licensee's field of practice. Of the first twelve hours of such education, at least ~~four~~ eight shall involve ~~engineering professionalism and ethics and the law and rules governing the practice of engineering in a course approved by the Board. Completion of the Board's Study Guide with a score of 36 or above shall satisfy the laws and rules requirement. Licensees who can demonstrate that they have continued the active practice of engineering during the inactive period, either through an active license to practice in another state or through practice in an exempt setting during that period, shall only be required to comply with the laws and rules requirement.~~ Verification of the above-mentioned education shall be in the form of tuition or registration receipts, records, or letters of verification from the institutions or entities providing the training in question.

Specific Authority 471.019(2) FS. Law Implemented 471.019(2) FS. History--New 8-19-80, Formerly 21H-22.01, Amended 5-14-86, Formerly 21H-22.001, Amended 6-22-99,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Engineers

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 23, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 17, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE TITLES: RULE NOS.:

Attendance at Board Meetings, Unexcused Absences 61G19-2.006
Board Member Compensation 61G19-2.007

PURPOSE AND EFFECT: Proposed rule 61G19-2.006 will define unexcused absences for members of the Board. Proposed rule 61G19-2.007 will define "other business involving the board" for purposes of Board member compensation.

SUMMARY: Proposed rule 61G19-2.006 defines unexcused absence by specifying the situations when a Board member's absence from a Board meeting may be excused; and, sets forth the potential consequences of a Board member's excused absences. Proposed rule 61G19-2.007 sets forth those activities and events, in addition to normal Board meetings for which Board members are entitled to financial compensation.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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: 455.207(3),(4), 468.606(1) FS.

LAW IMPLEMENTED: 455.207(3),(4) 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: 8:00 a.m., May 19, 2000

PLACE: Tradewinds Resort, 5500 Gulf Boulevard, St. Petersburg, Florida 33706

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Anthony Spivey, Executive Director, Board of Building Code Administrators and Inspectors Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULES IS:

61G19-2.006 Attendance at Board Meetings, Unexcused Absences.

(1) Board members shall attend all regularly scheduled Board meetings unless prevented from doing so by reason of court order, subpoena, business with a court which has the sole prerogative of setting the date of such business, conflict with other scheduled business of the Board, conflicting business previously authorized by the Board, death of family member, illness of the Board member, hospitalization of the member's immediate family, unavoidable travel delays or cancellations, or other extraordinary circumstances as approved by the Board.

(2) No Board member may be absent from three consecutive regularly scheduled Board meetings unless the absence is excused for one of the reasons stated in subsection (1) of this rule. An absence for any reason other than the reasons stated in subsection (1) constitutes an unexcused absence for the purpose of declaring a vacancy of the Board. An otherwise excused absence is not excused if the Board member fails to notify the Board office of the impending absence prior to the regularly scheduled Board meeting at which the absence will occur or unless the failure to notify the Board office is the result of circumstances surrounding the reason for the absence which the Board itself excuses after the absence has occurred.

(3) "Family" consists of immediate family, nieces, nephews, cousins, and in-laws.

(4) "Immediate family" consists of spouse, child, parents, parents-in-law, siblings, grandchildren, and grandparents.

Specific Authority 455.207(3), 468.606(1) FS. Law Implemented 455.207(3) FS. History--New _____.

61G19-2.007 Board Member Compensation.

(1) All members of the Board shall be compensated \$50 for each day in Attendance at an official meeting of the board and for each day of participation in any other business involving the board. Any former member of the Board who serves on a probable cause panel shall be compensated \$50 for each day in attendance at an official meeting of the probable cause panel of the board. Board members and former Board members serving on a probable cause panel shall also be entitled to reimbursement for expenses pursuant to Sec. 112.061, F.S.

(2) For purposes of determining when members of the Board shall be entitled to compensation pursuant to Section 455.207, F.S., other business involving the board shall include the following:

(a) all regularly scheduled and emergency meetings of Board and its committees;

(b) all regularly scheduled and emergency meetings of the probable cause panel;

(c) all meetings of Board members with Department staff or contractors or consultants of the Department when such meeting is at the Department's or the Board's request;

(d) all meetings of Board members when the member's participation has been requested by the Secretary or the Department staff;

(e) all activities of Board members, if authorized by the Board or requested by the Department involving the preparation, administration, grading, proctoring, or reviewing of examinations given by the Department;

(f) attendance by a Board member at continuing education programs or courses for the purpose of auditing a Board-approved provider or course when such attendance has been approved by the Board prior to the program or course;

(g) attendance by a Board member at legislative workshops, hearings, or committee meetings at the request of the Board or the Department;

(h) attendance by a Board member at a Board authorized meeting with professional associations of which the Board is a member or invitee when the member attendance is as an authorized representative of the Board and when such attendance has been requested by the Department or approved by the Board prior to the meeting. This would include all meetings of national associations of registration Boards of which the Board is a member as well as Board authorized participation in meetings of national or professional associations or organizations involved in educating, regulating or reviewing the profession over which the Board has statutory authority.

(i) attendance by a Board member at a Board authorized meeting or function when the member's attendance is as an authorized representative of the Board and when such attendance has been requested by the Department or approved by the Board prior to the meeting or function;

(j) all travel to and from an official meeting of the Board or other business involving the Board as defined herein that involves the use of all or any part of a day prior to the commencement of or subsequent to the completion of the Board meeting or other business involving the Board provided that such travel is necessary for attendance at the meeting or other business and is not done for the member's personal choice or convenience;

(k) Any and all other activities which are approved by the Board and which are necessary for Board members to attend in order to further protect the public health, safety and welfare, through the regulation of which the Board has statutory authority.

Specific Authority 455.207(4), 468.606(1) FS. Law Implemented 455.207(4) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Building Code Administrators and Inspectors Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED

THE PROPOSED RULE: Building Code Administrators and Inspectors Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 6-7, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 18, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE TITLE:
Provisional Certificates

RULE NO.:
61G19-6.012

PURPOSE AND EFFECT: The proposed amendments to the current rule will state the conditions under which an applicant for a provisional certificate as a building code inspector or plans examiner may work while his or her application is being processed by the Board. In addition, the proposed amendments will set forth the terms for a provisional certificate in the various categories issued by the Board.

SUMMARY: The proposed amendments will clarify that applicants for a provisional plans examiner or inspector certificate may continue working as a plans examiner or inspector for the full 90 days following their submission of an application for the appropriate certificate or until they are notified that their application has been denied by the Board, whichever occurs first. Further, the proposed amendments will state that the term for a provisional building code administrators certificate shall be for one year.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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: 455.271, 468.606 FS.

LAW IMPLEMENTED: 455.271, 468.609(6) 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: 8:00 a.m., May 19, 2000

PLACE: Tradewinds Resort, 5500 Gulf Boulevard, St. Petersburg, Florida 33706

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Building Code Administrators and Inspectors Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-6.012 Provisional Certificates.

(1) No change.

(2) Provisional certificates are not renewable, and are valid for the following terms:

(a) through (b) No change.

(c) One year ~~Two years~~ for building officials.

(3) through (5) No change.

(6) Following the submission of a complete application for provisional certification as either an inspector or plans examiner, the applicant shall be eligible to perform duties in the category for which the application has been submitted for up to a maximum of ninety (90) days from the date the application is submitted, and subject to the following conditions:

(a) through (c) No change.

(d) Upon being notified by the Department that his or her application is incomplete, or that he or she has been determined by the Board to be not qualified for a provisional certificate in the category sought, an applicant shall immediately cease performing duties as a plans examiner or inspector under this exception until the applicant shall have corrected any deficiencies in their earlier application as noted by the Board, or shall have submitted a new application which demonstrates that the applicant is qualified for a provisional certificate.

Specific Authority 468.606, ~~468.609(7)~~ 455.271 FS. Law Implemented ~~468.609(7)~~ 468.609(6), 455.271 FS. History--New 5-23-94, Amended 5-21-95, 8-28-95, 12-6-95, 1-3-96, 2-23-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Building Code Administrators and Inspectors Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 6-7, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 18, 2000

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE TITLE: Requirements for Continuing

RULE NO.:

Education Providers

64B3-11.003

PURPOSE AND EFFECT: The rule amendment will require that continuing education providers furnish a signature of the provider or the provider's agent.

SUMMARY: The rule amendment is for the purpose of updating the continuing education providers for signature of the provider or the provider's agent.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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: 455.564(7), 483.821 FS.

LAW IMPLEMENTED: 455.564(7), 483.821 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B3-11.003 Requirements for Continuing Education Providers.

Providers seeking Board approval shall meet the following requirements:

(1) through (5) No change.

(6) Providers shall furnish each participate with an authenticated certificate or letter of attendance which shall include the participant's name, license number, course title, number of contact hours earned, dates of attendance, program provider's name, approval number, and the signature of the provider or the provider's agent instructor's signature.

Specific Authority 455.564(7), 483.821 FS. Law Implemented 455.564(7), 483.821 FS. History--New 2-22-94, Amended 7-13-94, Formerly 61F3-11.003, 59O-11.003, Amended 12-13-99,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Clinical Laboratory Personnel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Laboratory Personnel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 27, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 4, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Additional Education Requirements for Reexamination

RULE NO.: 64B5-2.021

PURPOSE AND EFFECT: The purpose of the rule amendments is to update the rule text.

SUMMARY: The Board has determined that amendments are necessary to delete rule text that is no longer desired and to further clarify the requirements necessary reexamination.

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: 466.004 FS.

LAW IMPLEMENTED: 466.006 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Dentistry/MQA, 2020 Capital Circle, S. E., Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-2.021 Additional Education Requirements for Reexamination.

~~(1) An applicant who has failed to pass the manual skills examination in two attempts will be eligible for a third and final attempt to pass provided he demonstrates to the Board that he has taken twenty-five (25) hours of Board approved remedial training in each area of the examination that he failed. For purposes of this subsection, Board approved remedial training is training obtained at a dental school accredited by the Commission on Accreditation of the American Dental Association or at a continuing professional education course sponsored by a Board approved provider. For purposes of identifying areas of the examination in which remedial training would be required, the various procedures of the manual skills examination are divided into the following four subject areas:~~

~~(a) Restorative Preparations~~

- ~~1. Class V gold foil preparation~~
- ~~2. Class III amalgam preparation on a maxillary posterior tooth~~

~~3. Class III amalgam restoration~~

~~(b) Restorative Principles~~

- ~~1. Class III non acid etch composite preparation on a maxillary anterior tooth~~
- ~~2. Class III non acid etch composite restoration~~

~~(c) Endodontic Procedures~~

- ~~1. Completed endodontic therapy~~

~~(d) Crown and Bridge Preparations~~

- ~~1. Preparation for a cast restoration on a bicuspid~~
- ~~2. Preparation for a cast restoration on a molar~~
- ~~3. Wax up for a cast gold bridge~~

~~(1)(2) Any applicant who has failed to pass the clinical examination or the diagnostic skills examination in three attempts each shall not be eligible for reexamination until he or she completes a one year general practice residency, advanced education general dentistry residency, or pedodontic residency or a minimum of one academic year of undergraduate clinical coursework in dentistry at a dental school approved by the American Dental Association's Commission on Dental Accreditation. At the time of application for reexamination the applicant must furnish proof from the educational institution of successful completion of one of the general residency programs listed above ~~program~~ or the required coursework. However, for those applicants completing their coursework immediately prior to the examination or those applicants who have completed at least 9 months of a general practice residency, who cannot provide an official transcript, proof of having successfully completed the required coursework or residency shall consist of a statement from the dean of the school where the coursework or residency was completed that the requirements of this rule will have been met prior to the date set for issuance of examination grades. Grades received by~~

a candidate taking the examination pursuant to this exception will not be certified, and grade results will be null and void if successful completion of the coursework or residency has not been established prior to the date set for issuance of examination grades. Successful completion of coursework shall be established by submission of an official transcript.

(2)(3) No change.

Specific Authority 466.004 FS. Law Implemented 466.006 FS. History—New 9-4-84, Formerly 21G-2.21, Amended 1-6-87, 11-16-89, Formerly 21G-2.021, 61F5-2.021, 59Q-2.021, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Dentistry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 17, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Non-Profit Corporation Permits

RULE NO.: 64B5-7.006

PURPOSE AND EFFECT: The purpose of the rule amendments is to update the rule text.

SUMMARY: The Board has determined that amendments are necessary to change the word “unlicensed” to “non-Florida licensed”, and to expand the information required on the application for any non-profit corporation seeking a permit to employ a non-Florida licensed dentist. In addition, if a non-Florida licensed dentist practices dentistry, he/she shall notify the Board office of the termination and such notice shall be in writing within 30 days of termination.

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: 466.004(4) FS.

LAW IMPLEMENTED: 466.025(3) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Dentistry/MQA, 2020 Capital Circle, S. E., Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-7.006 Non-Profit Corporation Permits.

(1) Any non-profit corporation which is chartered for the purposes specified in Section 466.025(3), F.S., seeking a permit to employ a non-Florida licensed ~~an unlicensed~~ dentist who is a graduate of a dental school accredited by the Commission on Dental Accreditation of the American Dental Association shall file an application with the Board which contains the following information:

(a) through (b) No change.

(c) A plan of operation which establishes that any non-Florida licensed ~~unlicensed~~ dentist employed by the permit holder will be practicing dentistry under the general supervision of a Florida licensed dentist.

(d) through (e) No change.

(f) As to each non-Florida licensed dentist employed or sought to be employed:

1. the dentist's name and age.
2. proof of said dentist's graduation from an accredited dental college or school.
3. the dentist's licensure status in other jurisdictions, including disciplinary action and pending disciplinary action.
4. the status of any dental malpractice actions that have been noticed or filed in any jurisdiction.
5. proof of having successfully completed Board approved courses on human immunodeficiency virus and acquired immune deficiency syndrome, a one hour course in domestic violence, and proof of current CPR certification.

(2) No change.

(3) Any non-Florida licensed ~~unlicensed~~ dentist employed by the holder of a permit pursuant to this rule shall be bound by all requirements for permit holders set forth in Rule 64B5-7.003, F.A.C., and shall be compensated only by salary which is not based upon productivity.

(4) Each non-profit corporation at which a non-Florida licensed dentist practices dentistry shall inform the Board office of the termination of practice of said dentist. Such notice shall be in writing and within thirty (30) days of termination.

Specific Authority 466.004(4) FS. Law Implemented 466.025(3) FS. History—New 11-16-89, Formerly 21G-7.006, 61F5-7.006, 59Q-7.006, Amended 3-25-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Dentistry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 17, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Radiography Training for Dental Assistants
 RULE NO.: 64B5-9.011

PURPOSE AND EFFECT: The purpose of the rule amendments is to update the rule text.

SUMMARY: The Board has determined that amendments are necessary to subsection (c) of this rule which will further clarify the radiography training required for dental assistants.

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: 466.004, 466.017(5) FS.

LAW IMPLEMENTED: 466.017(6) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Dentistry/MQA, 2020 Capital Circle, S. E., Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

- 64B5-9.011 Radiography Training for Dental Assistants.
- (1) through (4) No change.
- (5) Only courses which provide training in the following areas may receive Board approval:
 - (a) through (b) No change.
 - (c) Hands-on instruction in the positioning of dental radiograph films through the use of appropriate mannequins that will provide the didactic objectives;
 - (d) through (h) No change.
 - (6) No change.

Specific Authority 466.004, 466.017(5) FS. Law Implemented 466.017(6) FS. History—New 9-20-80, Amended 1-28-81, Formerly 21G-9.11, Amended 12-31-86, 1-18-89, 4-24-91, Formerly 21G-9.011, 61F5-9.011, 59Q-9.011, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Dentistry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 17, 2000

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: List of Approved Forms; Incorporation
 RULE NO.: 64B8-1.007

PURPOSE AND EFFECT: The proposed rule is intended to incorporate the listing of all forms used by the Board in its dealings with the public into a single rule.

SUMMARY: The proposed rule incorporates all forms utilized by the Board in its dealings with the public into a single rule.

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: 458.309 FS.

LAW IMPLEMENTED: 120.52(15) 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: 10:00 a.m., May 10, 2000

PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-1.007 List of Approved Forms; Incorporation.

The following forms used by the Board in its dealings with the public are listed as follows and are hereby adopted and incorporated by reference, and can be obtained from the Board office by writing to the Board of Medicine, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253, or by telephoning (850)488-0595:

- (1) DH-MQA 1000, entitled "Physician Examination, Endorsement, Public Health Certificate, Public Psychiatry Certificate Licensure Packet," (1/00), effective _____.
- (2) DH-MQA 1001, entitled "Staff Privilege Verification Form," (6/99), effective _____.
- (3) DH-MQA 1002, entitled "Post-Graduate Training Evaluation Form," (6/99), effective _____.
- (4) DH-MQA 1003, entitled "Fifth-Pathway Verification Form," (6/99), effective _____.
- (5) DH-MQA 1004, entitled "Physician Licensure and Examination Application Packet," (6/99), effective _____.
- (6) DH-MQA 1005, entitled "Physician Re-Examination Application for 458.3115, F.S.," (6/99), effective _____.

- (7) DH-MQA 1006, entitled "Physician Licensure Application Packet," (6/99), effective _____.
- (8) DH-MQA 1007, entitled "Physician Re-Examination Application for 458.3124, F.S.," (6/99), effective _____.
- (9) DH-MQA 1008, entitled "Physician Limited License Application Packet," (6/99), effective _____.
- (10) DH-MQA 1009, entitled "Physician Temporary Certificate in an Area of Critical Need Application Packet," (6/99), effective _____.
- (11) DH-MQA 1013, entitled "Unlicensed Physician Hospital Reporting Form," (6/99), effective _____.
- (12) DH-MQA 1014, entitled "Financial Responsibility Information Sheet," (1/00), effective _____.
- (13) DH-MQA 1015, entitled "Board Renewal Notice and Application," (1/00), effective _____.
- (14) DH-MQA 1016, entitled "Florida Medical License Voluntary Relinquishment Request," (1/00), effective _____.
- (15) DH-MQA 1018, entitled "Complaint Form," (6/99), effective _____.
- (16) DH-MQA 1019, entitled "Licensure Activation Form," (6/99), effective _____.
- (17) DH-MQA 1030, entitled "Incident Reporting Form," (2/00), effective _____.
- (18) DH-MQA 1032, entitled "Registration Application for Allopathic Intern Resident, Fellow & House Physician," (3/00), effective _____.
- (19) DH-1267, entitled "Application for Refund," (6/99), effective _____.
- (20) DH-MQA 2000, entitled "Application for Licensure as a Physician Assistant," (6/99), effective _____.
- (21) DH-MQA 2001, entitled "Application Packet Prescribing Privileges for Physician Assistants," (6/99), effective _____.
- (22) DH-MQA 2002, entitled "Application Packet for Changes to Prescribing Privileges for Physician Assistants," (6/99), effective _____.
- (23) DH-MQA 2003, entitled, "Examination Application for Licensure as a Physician Assistant," (6/99), effective _____.
- (24) DH-MQA 2004, entitled "Physician Assistant Supervision Data Form," (6/99), effective _____.

Specific Authority 458.309 FS. Law Implemented 120.52(15) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 10, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 30, 1999

DEPARTMENT OF HEALTH

Board of Nursing

RULE TITLE: Clinical Training
 RULE NO.: 64B9-2.008

PURPOSE AND EFFECT: The proposed rule amendment is intended to clarify various preceptorship levels.

SUMMARY: The proposed rule amendments clarify various levels of preceptorships.

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: 464.006, 464.019 FS.

LAW IMPLEMENTED: 464.019 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: 10:00 a.m., May 9, 2000

PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dr. Ruth R. Steihl, Executive Director, Board of Nursing, 4080 Woodcock Drive, Suite 202, Jacksonville, Florida 32207

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-2.008 Clinical Training.

(1) through (13) No change.

(14) Preceptorships ~~Level one preceptorships~~ may be included in a professional or practical nursing curriculum ~~prior to the completion of nursing courses~~ when approved by the Board ~~and~~ ~~or~~ when they meet all of the following requirements:

(a) Written objectives are specified and given to the preceptor prior to the experience.

(b) The preceptor is approved by the faculty of the program and the facility or agency.

(c) The preceptor shall have clinical expertise and competence in the area where serving as a preceptor.

(d) The preceptor shall be physically present in the unit and available to the student at all times the student is performing in a nursing capacity with patients and clients.

(e) The student's preceptorship experiences shall be evaluated by the faculty, in collaboration with the preceptor.

~~(e)~~ The preceptor shall be assigned no more than two (2) students for any preceptor experience but a student may have multiple preceptors.

~~(f)~~ The student shall be enrolled in the course of the program in which the preceptor experience is a part and shall not be reimbursed for nursing services from the agency in which the experience is received.

~~(g)~~ Each student shall have a designated program faculty member who supervises the student and is readily available on site to the student during the time the student is performing in a nursing capacity with patients and clients.

~~(h)~~ Faculty shall be responsible for supervising the preceptor experiences for up to twelve students in any one facility.

~~(i)~~ The student's preceptorship shall be evaluated by the faculty with input from the preceptors.

(15) Level One Preceptorships must meet the following, in addition to Rule 64B9-2.008(14)(a) through (e):

(a) The preceptor shall be assigned no more than two (2) students for any preceptor experience, but a student may have multiple preceptors.

(b) The student shall be enrolled in the course of the program in which the preceptor experience is a part and shall not be reimbursed for nursing services from the agency during the student clinical experience.

(c) Each student shall have a designated program faculty member who supervises the student and is readily available on site during the time the student is performing in a nursing capacity.

(d) Faculty shall be responsible for supervising the preceptor experience for up to twelve students in any one facility.

~~(16)(15)~~ Level Two Preceptorships ~~two preceptorships~~ may be included in a professional nursing curriculum when approved by the Board or when they meet all the criteria of 64B9-2.008(14)(a) through (e) and ~~except~~:

(a) The student shall have received clinical and theoretical instruction in all areas of nursing specified in Rule 64B9-2.006(2) for the professional nursing program prior to beginning any preceptor level two experience.

(b) Only registered nurses may serve as preceptors for professional nursing students.

(c) Each designated preceptor may have one alternate preceptor who meets the requirements of Rule 64B9-2.008(14). When the designated preceptor is unable to supervise the student due to unforeseen circumstances, this alternate preceptor may supervise the student.

~~(d)(e)~~ The student may practice at multiple sites if approved by the faculty preceptor and the facilities, but may not practice unless the single designated preceptor or alternate is available at each site.

~~(e)(d)~~ The preceptor may have two assigned students for any preceptorship ~~but a student may not have multiple preceptors.~~

~~(f)(e)~~ The supervising faculty member must be supervising and available to the student and the preceptor and may be reachable by telephone or beeper rather than on site.

~~(g)(f)~~ The faculty student ratio may be up to 1:18.

~~(g)~~ The student's preceptorship experiences shall be evaluated by the faculty in collaboration with the preceptor.

~~(17)(16)~~ No change.

Specific Authority 464.006, 464.019 FS. Law Implemented 464.019 FS. History—New 7-15-80, Amended 11-22-84, Formerly 21O-7.27, Amended 6-8-88, 2-15-90, 3-12-91, 3-24-91, Formerly 21O-7.027, Amended 9-7-93, 5-1-94, Formerly 61F7-2.008, Amended 11-16-95, Formerly 59S-2.008, Amended 12-11-97,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing.

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 8, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 17, 2000

DEPARTMENT OF HEALTH

Board of Nursing

RULE TITLES:	RULE NOS.:
Fees	64B9-7.001
Duplicate License Fee	64B9-7.002

PURPOSE AND EFFECT: The proposed rule amendments are intended to address initial licensure fees for registered and licensed practical nurses and the fee for wall certificates.

SUMMARY: The proposed amendment to Rule 64B9-7.001 increases the initial license fee for a registered nurse or licensed practical nurse from \$55 to \$75, effective July 1, 2000. The amendment to Rule 64B9-7.002 sets forth a fee of \$25 for a wall certificate.

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: 455.564(2), 455.574, 455.587, 455.711, 464.006, 464.014(1) FS.

LAW IMPLEMENTED: 119.07(1)(a), 455.564(2), 455.574(1)(c), 455.587, 455.711, 464.008, 464.009, 464.012, 464.013, 464.014 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 10:00 a.m., May 9, 2000
PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Dr. Ruth R. Steihl, Executive Director, Board of Nursing, 4080 Woodcock Drive, Suite 202, Jacksonville, Florida 32207

THE FULL TEXT OF THE PROPOSED RULES IS:

64B9-7.001 Fees.

The following fees are prescribed by the Board.

(1) through (2) No change.

(3) Effective July 1, 2000, for ~~For~~ issuance of initial license as a registered nurse or a licensed practical nurse the fee shall be seventy-five dollars (\$75.00) ~~fifty-five dollars (\$55.00).~~

(4) through (12) No change.

Specific Authority 455.564(2), 455.574, 455.587, 455.711, 464.006, 464.014(1) FS. Law Implemented 119.07(1)(a), 455.564(2), 455.574(1)(c), 455.587, 455.711, 464.008, 464.009, 464.012, 464.013, 464.014 FS. History–New 9-12-79, Amended 3-5-81, 12-28-82, 11-17-83, Formerly 210-15.01, Amended 9-23-86, 2-5-87, 10-21-87, 11-19-89, 3-13-90, 1-1-92, 6-24-93, Formerly 210-15.001, 61F7-7.001, Amended 9-13-94, 11-6-94, 4-12-95, Formerly 59S-7.001, Amended 8-18-98, 11-2-98, _____.

64B9-7.002 Duplicate License Fee.

(1) If a licensee wishes to request the Board provide a duplicate license for replacement of a lost or destroyed license, the Board will issue the duplicate if the request is in writing and accompanied by a payment of \$25.00.

(2) If a licensee who was licensed prior to July 1, 1998, wishes to request the Board provide a wall certificate pursuant to s. 455.564(2), F.S., the Board will provide the wall certificate if the request is in writing and accompanied by a payment of \$25.00.

Specific Authority 455.587(2),(7) ~~455.219(4)~~, 464.006 FS. Law Implemented 455.587(2),(7) ~~455.219(4)~~ FS. History–New 1-1-92, Formerly 210-15.002, 61F7-7.002, 59S-7.002, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Nursing

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 8, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 17, 2000

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE TITLE: Approved Examinations
PURPOSE AND EFFECT: The Board proposes to update the existing rule text.

RULE NO.: 64B14-4.001

SUMMARY: The amendments clarifies language within the text.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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: 468.802, 455.627(1) FS.

LAW IMPLEMENTED: 468.811, 455.627 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Orthotists and Prosthetists/MQA, 2020 S. E. Capital Circle, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-4.001 Approved Examinations.

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

(c) Orthotic Fitter, Orthotic Fitter Assistant – Surgical Appliance Institute and CAMP Institute of Applied Technology Examination, or any other examination approved by the board.

(2) No change.

Specific Authority 455.574(1)(c), 468.802, 468.803(2), 468.805(3) FS. Law Implemented 455.574(1)(c), 468.803(2), 468.805(3) FS. History–New 11-1-99, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Orthotists and Prosthetists

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 21, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 11, 2000

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE TITLE: Disciplinary Guidelines
PURPOSE AND EFFECT: The purpose for the development is to provide violations and penalty range relating to disciplinary guidelines.

RULE NO.: 64B14-7.003

SUMMARY: The proposed rule provide violations and penalty range relating to disciplinary guidelines.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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: 468.802, 455.627(1) FS.

LAW IMPLEMENTED: 468.811, 455.627 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Orthotists and Prosthetists/MQA, 2020 S. E. Capital Circle, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of Rule 64B14-7.003 follows. See Florida Administrative Code for present text.)

64B14-7.003 Disciplinary Guidelines.

(1) Purpose. The Board provides within this rule, disciplinary guidelines which shall be imposed upon applicants or licensees whom it regulates under Chapter 468, Part XIV, F.S. The purpose of this rule is to notify applicants, licensees of the ranges of penalties which will routinely be imposed unless the Board finds it necessary to deviate from the guidelines for the stated reasons given within this rule. Each range includes the lowest and highest penalty and all penalties falling in between. The purposes of the imposition of discipline are to punish the applicants or licensees for violation and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants or licensees from violations.

(2) Violations and Ranges of Penalties. In imposing discipline upon applicants and licensees, in proceedings pursuant to 120.57(1) and 120.57(2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATION	PENALTY RANGE	
	MINIMUM	MAXIMUM
(a) Attempting to obtain a license or certificate by bribery, fraud or through an error of the Department or the Board. (468.811(a)(a), 455.624(1)(h) F.S.)		
First Offense	Denial/revocation with ability to reapply and \$1000 fine	Denial/revocation with ability to reapply and \$3000 fine
Second Offense	Revocation with ability to reapply and \$3000 fine	Revocation with ability to reapply and \$6000 fine

Third Offense	Revocation with ability to reapply and \$6000 fine	Revocation with no ability to reapply and \$10,000 fine
(b) Action taken against license by another jurisdiction (468.811(1)(b), 455.624(1)(f), F.S.)		
First Offense	Imposition of discipline which would have been imposed if the substantive violation occurred in Florida	Suspension/denial until the license is unencumbered in the jurisdiction in which action was originally taken and \$1000 fine. Impaired practitioners working in Florida may be ordered into the PRN
Second Offense	Imposition of discipline which would have been imposed if the substantive violation occurred in Florida and a \$1000 fine	Revocation until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken and \$2000 fine. Impaired practitioners working in Florida may be ordered into the PRN.
(c) Guilt of a crime directly relating to practice or ability to practice (468.811(1)(c), 455.624(1)(c), F.S.)		
First Offense	6 months probation with conditions and \$1000 fine	Denial/revocation and \$5000 fine
Second Offense	1 year suspension and \$5000 fine	Revocation and \$10,000 fine
(d) Filing a false report or failing to file a report as required. (468.811(1)(d), 455.624(1)(l), F.S.)		
First Offense	1 year probation with conditions and \$100 fine	6 months suspension 1 year probation with conditions and \$250 fine
Second Offense	6 months suspension, 1 year probation with conditions and \$250 fine	Revocation and \$500 fine
Third Offense	1 year suspension, 2 years probation with conditions and \$500 fine	Revocation and \$1000 fine
(e) False, deceptive, or misleading advertising. (468.811(1)(e), F.S.)		
First Offense	Reprimand	6 months suspension and \$250 fine
Second Offense	6 months suspension and \$250 fine	9 months suspension and \$500 fine
Third Offense	9 months suspension and \$500 fine	1 year suspension and \$1000 fine

(f) Intentionally violating any rule adopted by the Board or the department as appropriate. (468.811(1)(f), 455.624(1)(b), F.S.)

<u>First Offense</u>	<u>6 months suspension, 1 year probation with conditions and \$1000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$2000 fine</u>
<u>Second Offense</u>	<u>1 year suspension, 2 years probation with conditions, and \$2000 fine</u>	<u>2 years suspension, 4 years probation with conditions and \$4000 fine</u>
<u>Third Offense</u>	<u>2 years suspension, 4 years probation with conditions and \$4000 fine</u>	<u>Revocation and \$10,000 fine</u>

<u>Second Offense</u>	<u>Reprimand and \$100 fine</u>	<u>3 months probation with conditions and \$250 fine</u>
<u>Third Offense</u>	<u>3 months probation with conditions and \$250 fine</u>	<u>6 months probation with conditions and \$500 fine</u>

(k) Violation of law, rule, order, order of the Board, or failure to comply with subpoena. (468.811(1)(g), 455.624(1)(q), F.S.)

<u>First Offense</u>	<u>Suspension until law, rule, order, or subpoena is complied with and \$500 fine</u>	<u>Revocation and \$1500 fine</u>
<u>Second Offense</u>	<u>6 months suspension, 1 year probation with conditions and \$1500 fine</u>	<u>Revocation and \$5000 fine</u>

(g) Kickbacks or split fee arrangements (468.811(1)(f), 455.657, F.S.)

<u>First Offense</u>	<u>6 months suspension, 1 year probation with conditions and \$500 fine</u>	<u>Denial/revocation and \$1000 fine</u>
<u>Second Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$1000 fine</u>	<u>Revocation and \$2500 fine</u>
<u>Third Offense</u>	<u>2 years suspension, 3 years probation with conditions \$2500 fine</u>	<u>Revocation and \$5000 fine</u>

(l) Practicing with a revoked license. (468.811(1)(h), F.S.)

<u>First Offense</u>	<u>Referral to state attorney for prosecution and denial of all future applications for relicensure</u>	<u>Referral to state attorney for prosecution, denial of all future applications for relicensure and \$5000 fine</u>
<u>Second Offense</u>	<u>Referral to state attorney for prosecution and denial of all future applications for relicensure and \$5000 fine</u>	<u>Referral to state attorney for prosecution, denial of all future applications for relicensure and \$10,000 fine</u>

(h) Deceptive, untrue or fraudulent representations in any application, affidavit or statement provided to the Board in any proceeding before the Board. (468.811(1)(f), 468.809, 455.624(1)(q) F.S.)

<u>First Offense</u>	<u>1 year probation with conditions and \$500 fine</u>	<u>1 year suspension, 1 year probation with conditions and \$1500 fine</u>
<u>Second Offense</u>	<u>1 year suspension, 1 year probation with conditions and \$1500 fine</u>	<u>Revocation and \$3000 fine</u>
<u>Third Offense</u>	<u>2 years suspension, 2 years probation with conditions and \$3000 fine</u>	<u>Revocation and \$5000 fine</u>

(m) Practicing with a suspended license (468.811(1)(h), F.S.)

<u>First Offense</u>	<u>Additional suspension and \$5000 fine</u>	<u>Additional suspension and \$7500 fine</u>
<u>Second Offense</u>	<u>Additional suspension and \$7500 fine</u>	<u>Revocation and \$10,000 fine</u>

(i) Practicing orthotics, prosthetics, or pedorthics with a delinquent license (455.711, F.S.)

<u>First Offense</u>	<u>1 year suspension, 1 year probation with conditions and \$1000 fine</u>	<u>2 years suspension, 2 years probation with conditions and \$5000 fine</u>
<u>Second Offense</u>	<u>Revocation and \$5000 fine</u>	<u>Revocation and \$10,000 fine</u>

(n) Practicing with an inactive license (468.811(1)(h), F.S.)

<u>First Offense</u>	<u>\$1000 fine per month prior to reactivation</u>	<u>\$1500 fine per month prior to reactivation</u>
<u>Second Offense</u>	<u>\$1500 fine per month prior to reactivation</u>	<u>\$2000 fine per month prior to reactivation</u>

(j) Failure to notify the Board of the licensee's current mailing address and place of practice

<u>First Offense</u>	<u>Reprimand</u>	<u>Reprimand and \$100 fine</u>
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(o) Malpractice (468.811(1)(j), F.S.)

<u>First Offense</u>	<u>1 year probation with conditions, continuing education and \$1000 fine</u>	<u>1 year suspension 2 years probation with conditions, continuing education and \$5000 fine</u>
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<u>Second Offense</u>	<u>1 year suspension, 2 year probation with conditions, continuing education and \$5000 fine</u>	<u>Revocation and \$10,000 fine</u>	<u>Third Offense</u>	<u>6 months probation with conditions and \$500 fine</u>	<u>1 year probation with conditions and \$1000 fine</u>
<p>(p) Having been found liable in a civil proceeding for knowingly filing a false report or complaint with the department against another licensee. (455.624(1)(g), F.S.)</p>			<p>(t) Exercising influence on a patient for financial gain. (468.811(1)(n), 455.624(1)(n), F.S.)</p>		
<u>First Offense</u>	<u>1 year probation with conditions and \$1000 fine</u>	<u>6 months suspension, 1 year probation with conditions and \$2000 fine</u>	<u>First Offense</u>	<u>1 year probation with conditions and \$1000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$5000 fine</u>
<u>Second Offense</u>	<u>6 months suspension, 1 year probation with conditions and \$2000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$4000 fine</u>	<u>Second Offense</u>	<u>Revocation and \$5000 fine</u>	<u>Revocation and \$10,000 fine</u>
<p>(q) Failure to report another licensee in violation. (455.624(1)(l), F.S.)</p>			<p>(u) Practicing beyond scope permitted. (455.624(1)(o), F.S.)</p>		
<u>Third Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$4000 fine</u>	<u>Revocation and \$10,000 fine</u>	<u>First Offense</u>	<u>6 months probation with conditions and \$500 fine</u>	<u>6 months suspension, 6 months probation with conditions or denial/revocation and \$1000 fine</u>
<u>First Offense</u>	<u>Reprimand</u>	<u>Reprimand and \$100 fine</u>	<u>Second Offense</u>	<u>6 months suspension, 6 months probation with conditions and \$1000 fine</u>	<u>1 year suspension, 1 year probation with conditions and \$2500 fine</u>
<u>Second Offense</u>	<u>6 months probation with conditions and \$500 fine</u>	<u>6 months suspension, 6 months probation with conditions and \$1000 fine</u>	<u>Third Offense</u>	<u>1 year suspension, 1 year probation with conditions and \$2500 fine</u>	<u>Revocation and \$5000 fine</u>
<u>Third Offense</u>	<u>6 months suspension, 6 months probation with conditions and \$500 fine</u>	<u>1 year suspension, 1 year probation with conditions and \$1000 fine</u>	<p>(v) Failure to provide written notice of any applicable warranty for an orthosis, prosthesis, or pedorthic device that is provided to any patient. (468.811(1)(j), F.S.)</p>		
<p>(r) Aiding or abetting any unlicensed person or entity to practice (455.624(1)(j), F.S.)</p>			<u>First Offense</u>	<u>Reprimand</u>	<u>Reprimand and \$500 fine</u>
<u>First Offense</u>	<u>1 year probation with conditions, and \$1000 fine</u>	<u>6 months suspension, 1 year probation with conditions and \$3000 fine</u>	<u>Second Offense</u>	<u>Reprimand and \$500 fine</u>	<u>6 months probation with conditions and \$1000 fine</u>
<u>Second Offense</u>	<u>6 months suspension, 1 year probation with conditions and \$3000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$6000 fine</u>	<u>Third Offense</u>	<u>6 months probation with conditions and \$1000 fine</u>	<u>1 year probation with conditions and \$2000 fine</u>
<u>Third Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$6000 fine</u>	<u>Revocation and \$10,000 fine</u>	<p>(w) Delegation of professional responsibilities to unqualified person. (455.624(1)(p), F.S.)</p>		
<p>(s) Failure to perform any statutory or legal obligation (455.624(1)(k), F.S.)</p>			<u>First Offense</u>	<u>1 year probation with conditions and \$500 fine</u>	<u>6 months suspension, 1 year probation with conditions and \$1000 fine</u>
<u>First Offense</u>	<u>Reprimand</u>	<u>Reprimand and \$250 fine</u>	<u>Second Offense</u>	<u>6 months suspension, 1 year probation with conditions and \$1000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$2500 fine</u>
<u>Second Offense</u>	<u>Reprimand and \$250 fine</u>	<u>6 months probation with conditions and \$500 fine</u>	<u>Third Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$2500 fine</u>	<u>Revocation and \$5000 fine</u>

(x) Improperly interfering with an investigation or inspection authorized by statute, or with an disciplinary proceeding.
(455.624(1)(r), F.S.)

<u>First Offense</u>	<u>6 months probation with conditions and \$500 fine</u>	<u>6 months suspension, 1 year probation with conditions and \$1000 fine</u>
<u>Second Offense</u>	<u>6 months suspension, 1 year probation with conditions and \$1000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$2000 fine</u>
<u>Third Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$2000 fine</u>	<u>Revocation and \$5000 fine</u>

(y) Exercising influence to engage patient in sex.
(455.624(1)(u), F.S.)

<u>First Offense</u>	<u>1 year suspension, 4 years probation with conditions and \$2500 fine</u>	<u>Denial/revocation and \$5000 fine</u>
<u>Second Offense</u>	<u>Revocation and \$5000 fine</u>	<u>Revocation and \$10,000 fine</u>

(z) Failure to report to the Board before October 1, 1999 convictions, findings of guilt, or pleas of nolo contendere entered before July 1, 1999 that have not previously been reported.
(455.624(1)(w), F.S.)

<u>First Offense</u>	<u>Reprimand and \$250 fine</u>	<u>6 months probation with conditions and \$500 fine</u>
<u>Second Offense</u>	<u>6 months probation with conditions and \$500 fine</u>	<u>6 months suspension, 6 months probation with conditions and \$1000 fine</u>
<u>Third Offense</u>	<u>6 months suspension, 6 months probation with conditions and \$1000 fine</u>	<u>Revocation and \$2000 fine</u>

(aa) Being convicted or found guilty of or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the practice of or ability to practice a licensee's profession.

<u>First Offense</u>	<u>6 months probation with conditions and \$1000 fine</u>	<u>Denial/revocation and \$5000 fine</u>
<u>Second Offense</u>	<u>1 year suspension and \$5000 fine</u>	<u>Revocation and \$10,000 fine</u>

(bb) Making deceptive, untrue, or fraudulent representations in or related to the practice of a profession or employing a trick or scheme in or related to the practice of a profession.
(455.624(1)(a), 455.624(1)(m), F.S.)

<u>First Offense</u>	<u>1 year probation with conditions and \$500 fine</u>	<u>1 year suspension, 1 year probation with conditions and \$1500 fine</u>
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Second Offense 1 year suspension, 1 year probation with conditions and \$1500 fine Revocation and \$3000 fine

Third Offense 2 years suspension, 2 years probation with conditions and \$3000 fine Revocation and \$5000 fine

(cc) Failing to report to the board within 30 days after the licensee has been convicted or found guilty of, or entered into a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction.
(455.624(1)(w), F.S.)

First Offense Reprimand and \$250 fine 6 months suspension, 1 year probation with conditions and \$500 fine

Second Offense 6 months suspension, 1 year probation with conditions and \$500 fine 1 year suspension, 2 years probation with conditions and \$1000 fine

Third Offense 1 year suspension, 2 years probation with conditions and \$1000 fine Revocation and \$2000 fine

(dd) Using information about people involved in motor vehicle accidents which has been derived from accident reports made by law enforcement officers for the solicitation of the people involved in the accidents.
(455.624(x), F.S.)

First Offense Citation Citation and \$250 fine

Second Offense Reprimand and \$250 fine Reprimand and \$500 fine

Third Offense Reprimand and \$500 fine 6 months probation with conditions and \$1000 fine

(3) The Board shall take into consideration the following factors in determining the appropriate disciplinary action to be imposed and in going outside of the disciplinary guidelines:

(a) the severity of the offense;

(b) the danger to the public;

(c) the number of specific offenses;

(d) the actual damage, physical or otherwise, to specific patients;

(e) the length of time since the date of the last violation(s);

(f) the length of time the licensee has practiced his or her profession;

(g) prior discipline imposed on the licensee;

(h) the deterrent effect of the penalty imposed;

(i) the effect of the penalty upon the licensee;

(j) efforts by the licensee toward rehabilitation;

(k) attempts by the licensee to correct or stop violations;

(l) other conditions as appropriate.

Specific Authority 468.802, 455.627(1) FS. Law Implemented 468.811, 455.627 FS. History--New 7-1-1-8, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Orthotists and Prosthetists
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 21, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 18, 2000

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE TITLE: Continuing Education Credits
PURPOSE AND EFFECT: The purpose of these rule amendments is to update the rule text.

RULE NO.: 64B16-26.103

SUMMARY: The Board has determined that amendments are necessary to further clarify the continuing education credits.
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: 455.604, 465.009 FS.
LAW IMPLEMENTED: 455.604, 465.009 FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Taylor, Executive Director, Board of Pharmacy/MQA, 2020 Capital Circle, S. E., Bin #C04, Tallahassee, Florida 32399-3254

THE FULL TEXT OF THE PROPOSED RULE IS:
64B16-26.103 Continuing Education Credits.
(1) through (3) No change.
(4) In lieu of completing an HIV/AIDS course as required in Section (3), the applicant may complete a course in end-of-life care and palliative health care, so long as the licensee completed an approved HIV/AIDS course in the immediately preceding biennium.

(5) Five hours of continuing education in the subject area of risk management may be obtained by attending one full day or eight (8) hours of a board meeting at which disciplinary hearings are conducted by the Board of Pharmacy in compliance with the following:

(a) The licensee must sign in with the Executive Director or designee of the Board before the meeting day begins.

(b) The licensee must remain in continuous attendance.
(c) The licensee must sign out with the Executive Director or designee of the Board at the end of the meeting day or at such other earlier time as affirmatively authorized by the Board. A licensee may receive CE credit in risk management for attending the board meeting only if he or she is attending on that date solely for that purpose; he or she may not receive such credit if appearing at the Board meeting for another purpose.

(6) A member of the Board of Pharmacy, or a previous member serving in a probable cause panel, may obtain five (5) hours of continuing education in the subject area of risk management for attendance at one Board meeting or probable cause panel. The maximum CE hours allowable per biennium under this paragraph shall be ten (10).

(7) In addition to the continuing education credits authorized above, any volunteer expert witness who is providing expert witness opinions for cases being reviewed by the Department of Health pursuant to Chapter 465 shall receive five (5) hours of credit in the area of risk management for each case reviewed up to a maximum of ten (10) hours per biennium.

Specific Authority 465.005, 455.604 FS. Law Implemented 465.009, 455.604 FS. History--New 3-19-79, Formerly 21S-6.07, Amended 1-7-87, Formerly 21S-6.007, Amended 7-31-91, 10-14-91, Formerly 21S-26.103, 61F10-26.103, Amended 7-1-97, Formerly 59X-26.103, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Pharmacy
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Pharmacy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 17, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 17, 2000

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation

RULE TITLES: General Information 65C-22.001
Training 65C-22.003
Health Related Requirements 65C-22.004
Food and Nutrition 65C-22.005
Record Keeping 65C-22.006

PURPOSE AND EFFECT: The modifications contained in this document will update statutory reference for change of ownership requirements; delineate requirements on how to obtain a director's credential; increase the required training hours for child care personnel; change environmental health reference from unit to section; and changes the language to eliminate the need to amend Chapter 65C-22, FAC., every time amendments to immunization requirements occur in Chapter 64D-3, FAC.

SUMMARY: Amendment to § 402.305, F.S. renumbered the current § 405.305(17) and (18), F.S. Section 402.305(2)(f), F.S., requires child care directors to have completed a director's credential by January 1st, 2003. Amended § 402.305(2) increased the number of required training hours for child care personnel. Chapter 65C-22.005(2), FAC., makes reference to Environmental Health as a "unit", however, the proper term should be "section". Chapter 65C-22.006(2)(c), FAC., currently lists all the required immunizations per Chapter 64D-3, FAC., the amended language simply refers the reader to the authority source for the requirement.

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: 402.305 FS.

LAW IMPLEMENTED: 402.305 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: 9:00 a.m., May 5, 2000

PLACE: 1317 Winewood Blvd., Building 8, Room 232, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Cindy Pace-Brown, Specialist, 1317 Winewood Blvd., Building 7, Tallahassee, FL 32399, or by telephone at (850)488-4900

THE FULL TEXT OF THE PROPOSED RULES IS:

65C-22.001 General Information.

(1) Application.

(a) Application must be made on CF-FSP Form 5017, Jan. 98 ~~Apr. 97~~, Application For A License To Operate A Child Care Facility, which is incorporated by reference.

(b) through (d) No change.

(2) License.

(a) No change.

(b) In compliance with section 402.305(19)(18), Florida Statutes, at least one week prior to changing ownership of a child care facility, one of the following methods of notification to parents or guardians must be observed:

1. Posting a notice in a conspicuous location at the facility.
2. Incorporating information in any existing newsletter.
3. Individual letters, or fliers.

(3) through (9) No change.

Specific Authority 402.305 FS. Law Implemented ~~402.301, 402.302, 402.305, 402.3055, 402.308~~ FS. History--New 6-1-97, Amended 3-17-99, _____.

65C-22.003 Training.

(1) Definitions.

(a) through (c) No change.

(d) "Director," for the purpose of this section and consistent with the statutory definition of operator, refers to the onsite administrator or individual of a child care facility who has the primary responsibility for the day-to-day operation, supervision and administration of the child care facility.

(e) "Director Credential," also referred to as "Florida Child Care and Education Program Administrator Credential", means a comprehensive credentialing program consisting of two levels of education and experiential requirements as outlined in 65C-22.003(7), F.A.C.

(2) Training Requirements.

(a) The 40 ~~30~~-hour introductory child care training requirement is divided into two parts. Part I is outlined in s. 402.305(2)(d), F.S., and is comprised of 30 hours of training. Part II consists of five specialized training modules, identified below, any of which child care personnel can choose to attend and together with Part I will complete the 40 ~~30~~-hour training requirement:

1. through 5. No change.

(b) Child care personnel hired on or after October 1, 1992, must complete Part I and Part II of the department's 40 ~~30~~-hour introductory child care training course requirement. ~~Child care personnel hired prior to October 1, 1992, substantiated by documentation, are required to complete Part I only.~~

(c) No change.

(3) No change.

(4) Trainer Qualifications. Qualified child care professionals eligible to teach the introductory child care training course (Part I), the specialized training modules (Part II), 30-clock-hour Family Child Care Training course and the 3-hour Fundamentals of Child Care training course, must meet the following qualifications:

(a) though (d) No change.

(5) through (6) No change.

(7) Director Credential.

(a) Pursuant to s. 402.305(2)(f), F.S., every child care facility director must have a director credential by January 1, 2003, which consists of the foundational level or the advanced level.

(b) The foundational level applicants must meet the following educational and experiential requirements:

1. High school diploma or GED; and

2. The Department of Children and Families 30-hour introductory child care training course (Part I); and

3. The departmental module Developmentally Appropriate Practices for Children with Special Needs or an approved equivalent that meets the statutory requirement for licensing; and

4. One of the following staff credentials: a Child Development Associate (CDA) Credential; an approved Florida CDA Equivalency; a formal education exemption qualification (waiver); or a documented employment history recognition exemption; and

5. One course in the curriculum content area "Overview of Child Care Center Management," which must be met by one approved three-hour college level course, offered for credit or 4.5 Continuing Education Units (CEUs) through continuing education or one approved Post Secondary Adult Vocational course offered through a vocational-technical institution in Florida; and

6. One year experience on-site as a child care director. For those candidates who have met the educational requirements of this level but have not completed the one year experiential requirement a temporary credential, not to exceed one year, will be granted.

(c) The advanced level applicants must meet the following educational and experiential requirements:

1. High school diploma or GED; and

2. The Department of Children and Families 30-hour introductory child care training course (Part I); and

3. The departmental module Developmental Appropriate Practices for Children with Special Needs or an approved equivalent that meets the statutory requirement for licensing; and

4. One of the following staff credentials: a Child Development Associate (CDA) Credential; an approved Florida CDA Equivalency; a formal education exemption qualification (waiver); or a documented employment history recognition exemption; and

5. Three approved courses in child care education program administration. The courseware requirement must be taken for college credit and must be from the following curriculum areas: Overview of Child Care Center Management, Child Care and Education Organizational Leadership and Management, Child Care and Education Financial and Legal Issues, Child Care and Education Programming; and

6. Two years of experience on-site as a child care director. For those candidates who have met all the educational requirements of this level but have not completed the two year experiential requirement a temporary credential, not to exceed two years, will be granted.

(d) All applications and documentation will be verified and credentials issued through the Florida Children's Forum. Applications may be obtained from:

Administrator Credential Coordinator

Florida Children's Forum

2807 Remington Green Circle

Tallahassee, Florida 32308

(e) Exceptions: For the advanced level credential only, an educational exception will be granted to individuals who meet 65C-22.003(7)(c)1.-4. and 6., F.A.C. and any of the following:

1. An A.S. degree in child care center management, or

2. An A.S., B.A., B.S. or advanced degree in early childhood education/child development, family and consumer sciences (formerly home economics/child development), school-age child care or elementary education with at least three credit hours in child care administration, business administration or educational administration, or

3. A B.A., B.S. or advanced degree other than those degree areas in number 2. above, with three credit hours in early childhood/child development or school-age child care and three credit hours in child care administration, business administration or educational administration, or

4. Persons with more than five years of administrative or director experience in a licensed child care facility, with three credit hours in early childhood/child development or school-age child care and three credit hours in child care administration, business administration or educational administration. All coursework for this exception must have been completed within the last ten years.

(f) Testing. For the advanced level credential only, individuals who meet the requirements for the educational exception but do not have coursework in early childhood education or administration may opt to take a competency-based test to meet the three credit hour course requirement in early childhood education/child development or the three credit hour course requirement in administration, or both. This process will require the candidate to complete a written test at a local community college with a minimum score of 80 percent.

(g) Renewal. To maintain a valid directors credential at either level, every 5 years, candidates must complete and document 4.5 Continuing Education Units (CEUs) or one three-hour college credit course in any one of the curriculum areas listed in 65C-22.003(7)(c)5., F.A.C. and demonstrate professional contributions in the field. Professional contributions include:

1. Serve in a professional organization related to the field of early childhood or school age programs;

2. Make presentation or provide training in the field of early childhood or school age programs;

3. Serve as a validator or advisor for a Florida-recognized accreditation program or as a CDA advisor;

4. Advocate for an issue in the field of early childhood or school age programs;

5. Publish an item related to the field of early childhood or school-age program;

6. Document program improvements by completing a Florida-recognized accreditation program;

7. Serve as a consultant or mentor to another early childhood or school age program;

8. Participate in an educational research or innovation project related to early childhood or school age programs; or

9. Participate in a creative production that relates to the field of early childhood or school programs.

(h) Coursework Recognition and Approval.

1. The department is responsible for reviewing existing and developing coursework, offered through vocational-technical schools, community colleges and universities, to determine if it meets the requirements for Florida's credential.

2. The department is responsible for reviewing out-of-state adopted director credentials to determine if they meet the requirements for Florida's credential.

3. A list of approved courses and approved out-of-state credentials must be maintained and will be available through the Florida Children's Forum.

Specific Authority 402.305 FS. Law Implemented 402.305 FS. History--New 6-1-97, Amended 7-2-98, 3-17-99, _____.

65C-22.004 Health Related Requirements.

(1) No change.

(2) Communicable Disease Control.

(a) through (b) No change.

(c) Outbreaks. Operators are required to notify the local county ~~public~~ health ~~department~~ ~~unit~~ immediately upon any suspected outbreak of communicable disease in accordance with s. 64D-3, F.A.C., Communicable Disease Control. A suspected outbreak occurs when two or more children or employees have the onset of similar signs or symptoms, as outlined in (2)(a)1.-10., within a 72-hour period or when a case of a serious or reportable communicable disease is diagnosed or suspected on a child or employee.

(3) through (4) No change.

Specific Authority 402.305 FS. Law Implemented 402.305 FS. History--New 6-1-97, Amended 3-17-99, _____.

65C-22.005 Food and Nutrition.

(1) No change.

(2) Food Preparation Area. All licensed child care facilities approved by the Environmental Health ~~Section~~ ~~Unit~~, to prepare food shall meet the applicable requirements as specified in Chapter 64E-11, Florida Administrative Code, Food Hygiene.

(3) No change.

Specific Authority 402.305 FS. Law Implemented 402.305 FS. History--New 6-1-97, Amended 3-17-99, _____.

65C-22.006 Record Keeping.

(1) No change.

(2) Children's Health Requirements.

(a) Within 30 days of enrollment, unless statutorily exempted, each child shall have on file at the facility a completed ~~DH~~ ~~HRS-H~~ Form 3040, ~~Oct. 96~~ ~~Mar. 94~~, Student

Health Examination, which is incorporated by reference. The Student Health Examination shall be completed by a person given statutory authority to perform health examinations.

(b) No change.

(c) Within 30 days of enrollment, each child shall have on file and keep current a completed DH Form 680, Florida Certification of Immunization Part A-1, B, ~~and/or C~~, ~~Nov. 96~~ ~~Florida Certificate of Immunization~~ (Aug. 1998), or DH Form 681, Religious Exemption from Immunization, (May 1999) ~~Jan. 94, Religious Exemption from Immunization. Effective August 2000, within 30 days of enrollment, each child shall have on file and keep current a completed DH Form 680, Florida Certification of Immunization Part A-1, B or C (Aug. 2000), or DH Form 681, Religious Exemption from Immunization, (May 1999). DH forms 680 and 681 can be obtained from the local county health department. The DH Form 680, Florida Certification of Immunization Parts A-1, Certificate of Immunization for K-12 Excluding 7th Grade Requirements or Part B Temporary Medical Exemption, shall be signed by a physician ~~licensed~~ or authorized personnel licensed under the provisions of Chapter 458, 459, or 460, Florida Statutes, and shall document vaccination for the prevention of diphtheria, pertussis, tetanus, poliomyelitis, rubeola, rubella, mumps, and Haemophilus influenzae type B (HIB), ~~and effective July 1, 2001, completion of the varicella vaccination.~~ The DH Form 680, Florida Certification of Immunization, Part C, Permanent Medical Exemption, shall be dated and signed by a physician licensed under the provisions of Chapter 458 or 459, Florida Statutes.~~

(d) through (e) No change.

(3) No change.

(4) Enrollment Information. The facility operator shall obtain enrollment information from the child's custodial parent or legal guardian, prior to accepting a child in care. This information shall be documented on CF-FSP Form 5219, Dec. 97, Child Care Application for Enrollment, which is incorporated by reference, or an equivalent form that contains all the information required by the department's form.

(a) No change.

(b) The child shall not be released to any person other than the person(s) authorized, or in the manner authorized in writing, by the custodial parent or legal guardians.

(c) There shall be signed statements that the child care facility has provided the following information to parents:

1. The department's child care facility brochure, ~~CF/PI~~ ~~HRS-PI~~ 175-24, ~~7/97~~ ~~2/95~~, Know Your Child Care Center, which is incorporated by reference. Local licensing agencies may use an equivalent brochure approved by the department's district licensing office containing all the information required by the department.

2. The child care facility's written disciplinary practices.

(5) through (6) No change.

Specific Authority 402.305 FS. Law Implemented 402.305 FS. History--New 6-1-97, Amended 7-2-98, 3-17-99,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Pace-Brown, Specialist, 1317 Winewood Blvd., Building 8, Tallahassee, FL 32399

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Debbie Russo, Acting Chief, 1317 Winewood Blvd. Building 8, Tallahassee, FL 32399

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 17, 1999

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

Table with 2 columns: RULE CHAPTER NO./RULE NOS. and RULE CHAPTER TITLE/RULE TITLES. Includes entries for Disease Vector Control, Definitions, Restrictions on Importation of Animals, and Materials.

NOTICE OF CHANGE

Notice is hereby given that the proposed Rule 5C-26, FAC., published in the Florida Administrative Weekly, Vol. 26, No. 10, March 10, 2000, has been modified to include text changes in Rule 5C-26.001(10), FAC., and text addition in Rule 5C-26.001(13), to reflect comments received from the Joint Administrative Procedures Committee.

When modified, Rules 5C-26.001(10) and (13), FAC., shall read:

(10) Official Certificate of Veterinary Inspection (OCVI). An official form recognized by the Division for the purpose of certifying the identification, test requirements, and health of specific animals for movement, exhibition, and other designated purposes for the species of animal; to wit:

(a) Official Certificate of Veterinary Inspection DACS 09001 (10/99) (SN 6000) for movement of cattle, goats, sheep, swine, cervidae, ratites, and other hoofed animals, excluding horses;

(b) Official Equine Certificate of Veterinary Inspection DACS 09002 (10/99) (SN 6001) for movement of horses;

(c) Official Certificate of Veterinary Inspection for Interstate Movement of Dogs, Cats, and Other Non-livestock Species DACS 09086 (10/99) (SN 6002) for interstate Movement of dogs, cats and other non-livestock species, including but not limited to zoo animals and domesticated non-native wildlife;

(d) Official Avian Certificate of Veterinary Inspection AI-23 BPS 6 (1/91) for NPIP participating flocks, hatcheries, and dealers which are required by the country or state of destination to provide an OCVI in addition to a report of sales of hatching eggs, chicks, and poult, or

(e) electronic format as provided by the Division of Animal Industry to licensed accredited veterinarians.

(11) Ratites, Ostriches, emus, and rheas.

(12) Vector. Any invertebrate that is capable of transmitting disease causing organisms.

(13) Forms. Official Certificate of Veterinary Inspection DACS 09001 (10/99) (SN 6000), Official Equine Certificate of Veterinary Inspection DACS 09002 (10/99) (SN 6001), Official Certificate of Veterinary Inspection for Interstate Movement of Dogs, Cats, and Other Non-livestock Species DACS 09086 (10/99) (SN 6002), Official Avian Certificate of Veterinary Inspection AI-23 BPS 6 (1/91), or electronic format as provided by the Division of Animal Industry to licensed accredited veterinarians, are hereby incorporated by reference. Copies may be obtained from the Division of Animal Industry, 407 S. Calhoun Street, Room 331, Tallahassee, Florida 32399-0800.

Specific Authority 570.07(23), 585.08(2)(a) FS. Law Implemented 585.08(1), 585.145 FS. History--New_____.

DEPARTMENT OF CORRECTIONS

Table with 2 columns: RULE NOS. and RULE TITLES. Includes entries for Substance Abuse Program Services - General Policy and Substance Abuse Program Services - Determination of Need.

SECOND 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. 26, No. 3, January 21, 2000, issue of the Florida Administrative Weekly, and revised by the first notice of change published in Vol. 26, No. 8, February 25, 2000, Florida Administrative Weekly:

33-507.001 Substance Abuse Program Services - General Policy.

(1) The department shall provide substance abuse program services at institutions and facilities to the extent that is permitted by available resources.

(2) Effective July 1, 2000, inmates who meet criteria established by the department shall be mandated to participate in substance abuse program services when such services are available.

(3) No right to substance abuse program services is stated, intended, or otherwise implied by this chapter.

33-507.201 Substance Abuse Program Services – Determination of Need.

(1) through (4) No change.

(5) If an inmate refuses to participate in mandatory substance abuse program services, the classification officer shall ensure that this refusal is documented on Form DC5-705, Statement of Refusal to Participate in Substance Abuse Program Services. Form DC5-705 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. Requests for copies to be mailed must be accompanied by a self-addressed stamped envelope. The effective date of this form is July 1, 2000. Inmates who refuse to participate in mandated substance abuse services shall be subject to disciplinary action.

(6) through (10) No change.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.130
 RULE TITLE: Home Health Services

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in the above cited rule as published in Vol. 26, No. 8, Florida Administrative Weekly, February 25, 2000. These changes are in response to comments received from the Joint Administrative Procedures Committee.

The following change was made to the Home Health Services Coverage and Limitations Handbook, March 2000, which is being incorporated by the reference in the rule. On page A-7, we deleted the requirement for a social security number from the form entitled Confidential Request for Precertification Review Home Health Services.

Copies of the full text of the Home Health Services Coverage and Limitations Handbook, March 2000, may be obtained by contacting: Peggy Stafford, Medicaid Program Development, (850)922-7348.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Care Responsibility Program

RULE NOS.:	RULE TITLES:
59H-1.0035	Definitions
59H-1.0045	County Financial Responsibility
59H-1.0055	Hospital Participation
59H-1.0065	Covered Services
59H-1.008	Determination of a Qualified Indigent Patient
59H-1.013	Procedures for Handling Disputes

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. 26, No. 3, January 21, 2000, issue of the Florida Administrative Weekly.

The changes were made in response to written comments from the Joint Administrative Procedures Committee.

In each of the rules, where a form is incorporated by reference, the words “Copies of the ... may be obtained from the Agency for Health Care Administration, Bureau of Managed Health Care, 2727 Mahan Drive, Mail Stop Code 26, Tallahassee, FL 32308.” follow.

In each of the rules, where the words “his/her”, “he/she”, or “him” appears, the reference to gender has been dropped.

The phrase “December 1998” has been added to 59H-1.0035(5), so that when adopted it will read “Application: ... AHCA Form 5220-0001, December 1998, ...”.

The words “but not limited to” in subsection 59H-1.0035(19)(n), have been stricken so that when adopted it will read “Contributions from any source, including any amounts contributed...”

The phrase “AHCA Form 3160-0016 Feb. 00, Revised March 17, 1999” has been added to 59H-1.0035(20), so that when adopted it will read “HCRA Handbook: The Health Care Responsibility Act (HCRA), AHCA Form 3160-0016 Feb. 00, Revised March 17, 1999, ...”.

The phrase “Monthly Caseload and Appeals Report, AHCA Form 3160-0017 Feb. 00, Revised December 1998” has been added and the phrase “as revised by the agency and” has been stricken from subsection 59H-1.0035(25), so that when adopted it will read “Monthly Caseload and Appeals Report: The form, Monthly Caseload and Appeals Report, AHCA Form 3160-0017, Revised December 1998, incorporated by reference,...”

The phrase “December 1998” has been added to subsection 59H-1.0035(26) so that when adopted it will read “Notification of Eligibility: The form, Notification of Eligibility, AHCA Form 5220-0002, December 1998, as revised by the agency, in consultation...”

The phrase “in February 1988 and updated” has been stricken from subsection 59H-1.0035(28) so that when adopted it will read “...income levels published annually by the Federal Office...”

The last sentence in subsection 59H-1.0035(28) “For the purposes of this program, new guidelines will be effective on October 1 of each year, subsequent to the publication by OMB.” has been deleted.

The phrase “Quarterly Financial Report, AHCA Form 3160-0018 Feb. 00, Revised Dec. 1998,” has been added to subsection 59H-1.0035(31) and the words “as revised by the agency” were stricken from 59H-1.0035(31) so that when

adopted it will read "...the form, Quarterly Financial Report, AHCA Form 3160-0018 Feb. 00, Revised Dec. 1998, and incorporated by reference..."

The phrase "or current designated form" has been stricken from subsection 59H-1.0035(37) so that when adopted it will read "... Hill-Burton as reported on worksheet C-3a of the hospital's prior year report."

The phrase "AHCA Form 3160-0017 Feb. 00, Revised December 1998," has been added to subsection 59H-1.0045(8) so that when adopted it will read "Each month, each county must complete a Monthly Caseload and Appeals Report, AHCA Form 3160-0017 Feb. 00, Revised December 1998, documenting caseload ..."

The phrase "AHCA Form 3160-0018 Feb. 00, Revised Dec. 1998," has been added to subsection 59H-1.0045(9) so that when adopted it will read "At the end of each quarter, each county must submit a Quarterly Financial Report, AHCA Form 3160-0018 Feb. 00, Revised Dec. 1998, for expenditures ..."

The word "immediately" has been stricken and the phrase "pursuant to the Administrative Procedures Act, Chapter 120, F.S." has been added to subsection 59H-1.0055(5) so that when adopted it will read "...then the hospital's eligibility shall be rescinded pursuant to the Administrative Procedures Act, Chapter 120, F.S...."

The phrase "Revised January 1997" has been added to subsection 59H-1.0065(1) so that when adopted it will read "... and the Medicaid Provider Handbook – Hospital Services, Revised January 1997, ..."

The phrase "Revised January 1997" has been added to subsection 59H-1.0065(2) so that when adopted it will read "...and the Medicaid Provider Handbook – Hospital Services, Revised January 1997, ..."

The phrase "as needed" and the word "needed" have been stricken and the word "modified" has been added to subsection 59H-1.008(2) so that when adopted it will read "... county of residence under the act shall be provided to the agency on an annual basis, and when modified. The agency shall provide such information to the participating hospitals and regional referral hospitals on an annual and as modified basis."

Subsection 59H-1.008(10) has been changed so that when adopted it will read "... that certifies the applicant's income includes:"

The phrase "if appropriate" has been stricken from subsection 59H-1.008(13) so that when adopted it will read "... provided to verify income, assets and spend-down provision eligibility." Subsection 59H-1.013(2) has been deleted.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Care Responsibility Program

RULE NOS.:	RULE TITLES:
59H-2.003	Definitions
59H-2.006	Covered Services
59H-2.007	Determination of Eligibility

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. 26, No. 3, January 21, 2000, issue of the Florida Administrative Weekly.

The changes were made in response to written comments from the Joint Administrative Procedures Committee.

In each of the rules, where the words "his/her", "him" or "he/she" appears, the reference to gender has been dropped.

The phrase "December 1998" has been added to 59H-2.003(4), so that when adopted it will read "Current through September 1, 1998 Application: ... AHCA Form 5220-0001, December 1998, ...".

The phrase "December 1998" has been added to subsection 59H-2.003(24) so that when adopted it will read "Notification of Eligibility: The form, Notification of Eligibility, AHCA Form 5220-0002, December 1998, and incorporated by reference..."

The phrase "Revised January 1997" has been added to subsection 59H-2.006(1) so that when adopted it will read "...and the Medicaid Provider Handbook – Hospital Services, Revised January 1997, ..."

The phrase "Revised January 1997" has been added to subsection 59H-2.006(2)(a) so that when adopted it will read "...and the Medicaid Provider Handbook – Hospital Services, Revised January 1997, ..."

The phrase "December 1998" has been added to subsection 59H-2.007(6) so that when adopted it will read "...AHCA Form 5220-0001, December 1998."

The phrase "December 1998" has been added to subsection 59H-2.007(9) so that when adopted it will read "...AHCA Form 5220-0001, December 1998, signed by..."

The phrase "the most current" has been stricken from subsection 59H-2.007(18) and the phrase "December 1998" has been added so that when adopted it will read "...disposition of the application using AHCA Form 5220-0002, December 1998, within 10 days..."

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE NO.:	RULE TITLE:
61G17-1.0051	Probable Cause Panel

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Professional Surveyors and Mappers hereby gives notice of an additional public hearing on the above-referenced rule to be held on May 18-19, 2000 at 9:00 a.m., at the Sheraton Suites, 2001 S. Roosevelt Blvd., Key West, Florida 33040. The rule was originally published in Vol. 26, No. 9, of the March 3, 2000, Florida Administrative Weekly. This hearing is in response to comments received from the staff of the Joint Administrative Procedures Committee.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sherry Landrum, Executive Director, Board of Professional Surveyors and Mappers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE NOS.:	RULE TITLES:
61G17-4.001	Written Examination Designated; General Requirements
61G17-4.002	Content of Examination
61G17-4.004	Grading

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Professional Surveyors and Mappers hereby gives notice of an additional public hearing on the above-referenced rule to be held on May 18-19, 2000 at 9:00 a.m., at the Sheraton Suites, 2001 S. Roosevelt Blvd., Key West, Florida 33040. The rule was originally published in Vol. 26, No. 9, of the March 3, 2000, Florida Administrative Weekly. This hearing is in response to comments received from the staff of the Joint Administrative Procedures Committee.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sherry Landrum, Executive Director, Board of Professional Surveyors and Mappers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE NOS.:	RULE TITLES:
61G17-5.001	Continuing Education Requirements for Reactivation of Inactive License
61G17-5.0031	Continuing Education Credit for Biennial Renewal

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Professional Surveyors and Mappers hereby gives notice of an additional public hearing on the above-referenced rule to be held on May 18-19, 2000 at 9:00 a.m., at the Sheraton Suites, 2001 S. Roosevelt Blvd., Key West, Florida 33040. The rule was originally published in Vol. 26, No. 9, of the March 3, 2000, Florida Administrative Weekly. This hearing is in response to comments received from the staff of the Joint Administrative Procedures Committee.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sherry Landrum, Executive Director, Board of Professional Surveyors and Mappers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE NO.:	RULE TITLE:
61G17-5.0043	Obligations of Continuing Education Providers

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1, F.S., published in Vol. 26, No. 9, issue of the Florida Administrative Weekly. The change is due to an error of omission when the rule was published.

Rule 61G17-5.0043, Subsection (6) shall now read as follows:

(6) Notify the Board within thirty (30) days of any change in the address or telephone number of the provider;

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sherry Landrum, Executive Director, Board of Professional Surveyors and Mappers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors And Mappers

RULE NO.:	RULE TITLE:
61G17-8.0011	Fees

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Professional Surveyors and Mappers hereby gives notice of an additional public hearing on the above-referenced rule to be held on May 18-19, 2000 at 9:00

a.m., at the Sheraton Suites, 2001 S. Roosevelt Blvd., Key West, Florida 33040. The rule was originally published in Vol. 26, No. 9, of the March 3, 2000, Florida Administrative Weekly. This hearing is in response to comments received from the staff of the Joint Administrative Procedures Committee.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sherry Landrum, Executive Director, Board of Professional Surveyors and Mappers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
Office of Greenways and Trails**

DOCKET NO.: 99-25R

RULE CHAPTER NO.: RULE CHAPTER TITLE:
62S-1 Acquisition and Designation

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. 36, (September 10, 1999), issue of the Florida Administrative Weekly:

THE CHANGED TEXT OF THE PROPOSED RULE IS:

Purpose and Scope	62S-1.100
Definitions	62S-1.100200
Florida Greenways and Trails Council. [Reserved.]	62S-1.200300
Solicitation, Evaluation and Selection Process for Department Acquisition of Greenways and Trails	62S-1.300400
Modification of Approved Acquisition Projects	62S-1.350450
Objectives of Designation Process	62S-1.600
Designation of Public Conservation or Recreation Lands and Waterways	62S-1.400620
Designation Process for Private Lands and Waterways	62S-1.450640
62S-1.100 Purpose and Scope.	

To interpret and implement the legislative intent and statutory directives of the Florida Greenways and Trails Act (Sections 260.011-.018, Florida Statutes), the Department adopts the rules of Chapter 62S-1, F.A.C., as the standards and procedures by which lands and waterways of the Florida Greenways and Trails System will be acquired, designated,

administered, used and maintained. The two principal procedural rules describe the criteria and processes by which the Department of Environmental Protection will acquire or designate lands and waterways as part of the statewide system of greenways and trails. Primary funding for the land acquisition program is provided by the Florida Forever Trust Fund under the program described in Section 259.105, Florida Statutes (1999). Title to lands and waterways acquired under the Florida Greenway and Trail Program vests in the Board of Trustees of the Internal Improvement Trust Fund, which is responsible for the administration, management, control, protection, and disposition of state-owned lands under Chapter 253, Florida Statutes.

Specific Authority 260.016(1)(c) FS. Law Implemented 253.03, 253.034, 253.04, 253.05, 253.781, 253.782, 253.7829, 259.03, 259.032, 259.04, 259.041, 259.101, 259.105, 260.012-.018 FS. History—New _____.

62S-1.100200 Definitions.

Whenever used in this chapter or in the forms prescribed for use with this chapter, the words defined in Section 260.013, F.S., shall have the same meaning and the following terms (whether or not capitalized) shall have the meanings stated below unless the context clearly indicates otherwise:

(1) through (5) No change.

(6) "Florida Greenways and Trails System" means the statewide aggregation of individual, interconnected or interrelated greenways and trails established by Chapter 260, Florida Statutes, to provide open space for the benefit of environmentally sensitive lands and wildlife and to provide people with access to healthful outdoor activities.

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

(13) "Multiple use" means the harmonious and coordinated management of timber, recreation, conservation of fish and wildlife, forage, archaeological and historic sites, habitat and other biological resources, or water resources so that they are utilized in the combination that will best serve the people of the state, making the most judicious use of the land for some or all of these resources and giving consideration to the relative values of the various resources. In this chapter, the term "multiple use" can also refer to and shall be deemed to include the use of land or resources by more than one state agency, or by one or more state agencies and private sector land managers. In any case, lands identified as multiple-use lands in the land management plan shall be managed to enhance and conserve the lands and resources for the enjoyment of the people of the state.

(14) through (21) renumbered (12) through (19) No change.

(22) "Single use" means management for one particular purpose to the exclusion of all other purposes; provided, however, that single use properties may be managed for compatible secondary purposes which will not detract from or interfere with the primary management purpose. Examples of single use management include the use of agricultural lands for

production of food and livestock, the use of improved sites and grounds for institutional purposes, and the use of lands for parks, preserves, wildlife management, archaeological or historic sites, or wilderness areas where the maintenance of essentially natural conditions is important. All submerged lands shall be considered single-use lands and shall be managed primarily for the maintenance of essentially natural conditions, the propagation of fish and wildlife, and public recreation, including hunting and fishing where deemed appropriate by the managing agency.

(23) through (24) renumbered (20) through (21) No change.

Specific Authority 260.016(1)(c) FS. Law Implemented 253.034, 253.781, 259.032, 259.041, 259.101, 259.105, 259.1051, 260.011, 260.012, 260.013, 260.0142, 260.015, 260.016, 375.045 FS. History—New _____.

62S-1.200300 Florida Greenways and Trails Council. [Reserved.]

62S-1.300400 Solicitation, Evaluation and Selection Process for Department Acquisition of Greenways and Trails. Section 260.015, Florida Statutes, authorizes the Department to acquire the fee simple title or any lesser interest in land for the purpose of facilitating the establishment of a statewide system of greenways and trails. Funding for the Department's acquisition of lands for the Florida Greenways and Trails System is provided through the sale of bonds under the "Florida Forever Act" (Section 259.105, Florida Statutes). Section 260.016, Florida Statutes, authorizes the Department to adopt rules for the evaluation, selection, designation, operation and maintenance of greenways and trails. Accordingly, the Department will follow the guidelines established by this rule to solicit, evaluate and select lands to be acquired for the Florida Greenways and Trails System.

(1) No change.

(2) Voluntary Nature of Acquisitions. The acquisition of lands for the Florida Greenways and Trails program is accomplished through voluntary arms-length transactions; The Department is not authorized to acquire lands through the use of condemnation proceedings (eminent domain), based on a landowner's willingness to sell his or her property to the state for its fair market value. The Florida Greenways and Trail Act does not authorize the Department is not authorized to acquire lands through the use of condemnation proceedings (eminent domain). Therefore, the owners of real property upon or over which a proposed greenway or trail would pass must be willing to negotiate with representatives of the Department (or its designee) regarding the potential sale of their lands to the State of Florida.

(3) Funding Limitations. Acquisition funding for the Florida Greenways and Trails program is limited to one and five-tenths percent (1.5%) of the annual bond proceeds deposited in the Florida Forever Trust Fund. To ensure that the best possible value is obtained for each funding dollar, the Department must carefully weigh and compare the individual

and relative values of all proposed acquisition projects. In some cases, the exemplary natural resources or multiple use recreational opportunities offered by one or two projects could result in large awards that could effectively preclude funding of other projects for a particular year.

(3)(4) Solicitation and Submission of Project Proposals. The Department will solicit and accept applications for acquisition funding in the following manner:

(a) No change.

(b) All requests for land acquisition funding under the Florida Greenways and Trails program must be submitted on the Department's "Application for Acquisition of Land," DEP Form #OGT-1, effective [effective date of rule] (the "Application"), which is prescribed for use with these rules and is hereby incorporated by reference. The Application may be obtained by writing to the Office of Greenways and Trails, Department of Environmental Protection, Mail Station 795, Tallahassee, FL 32399-2400 at the address stated in paragraph (c) below, by telephoning (850)488-3701 (SunCom 278-3701), or by e-mail through the Department's website address to <http://www.dep.state.fl.us/gwt>.

(c) Applications, together with attached and supporting documentation, must be mailed or delivered to the following address: Office of Greenways and Trails, Department of Environmental Protection, Mail Station 795, Tallahassee, FL 32399 2400. To obtain a precise office location for document delivery, applicants should call the Office of Greenways and Trails at (850)488 3701 (SunCom 278 3701). Faxed copies of the Application, attachments or other supporting documentation will not be accepted, and only those documents received by 5:00 p.m. on the deadline date stated in the published notice will be considered during the project evaluation and selection process.

(d) Applicants must submit an original Application, one (1) original set of the items listed in paragraph (5)(j) below and any other supporting documentation, together with twenty-four (24) first-generation copies of the Application, required attachments and supporting documentation.

(5) (Delete entire subsection. See proposed rule publication for original text.)

(4)(6) No change.

(5)(7) Evaluation and Selection Criteria and Scoring. Within one hundred twenty (120) days after the Application submission deadline, Department staff will evaluate all timely submitted Applications for conformity with the criteria set forth in this subsection and determine the individual and relative merits of proposed acquisition projects. Taking into account the limited amount of funding available, Department staff may recommend a higher or lower funding level than requested by the sponsor of a project and may also determine that a large project should be acquired or developed in phases to permit a broader allocation of available acquisition funds among projects. During the 120-day evaluation period,

Department staff may conduct site visits or request technical advisory comments from other state agencies, regional planning councils, water management districts, nonprofit conservation or recreation organizations, or other public or private groups generally recognized as authorities on issues related to the acquisition, development and management of greenways and trails. For scoring purposes, Department staff will utilize the information contained within the Application and its attachments, unless such information is contradicted or superseded by data obtained during a site visit or documentary evidence received from one of the technical advisory bodies mentioned above. If a particular criterion does not apply to a proposed project, the applicant should indicate "Not Applicable" in response to the criterion on the Application. Because projects only accumulate points during the evaluation process, no points will be deducted if a particular criterion does not apply to a project. Since some criteria relate to features or activities that would be mutually exclusive within the same project, it is highly unlikely that a project can achieve points in every category.

(a) Importance and Function of Project Within Statewide System. ~~The Florida Greenways and Trails System was established to conserve, develop and use the state's natural resources for healthful and recreational purposes. The relative importance of proposed greenways and trails corridors within the statewide system and the conservation and recreation functions to be served by proposed projects are factors that must be considered in the evaluation of Applications for the limited funds available under the Florida Greenways and Trails program.~~ A maximum of fifty (50) points can be awarded to a proposed project on the basis of the following factors that relate to the importance and function of the project within the statewide system of greenways and trails:

1. through 2. No change.

3. Whether the project creates, enhances or encourages the development, extension or connection of local, regional or national greenways or trails and, if so, whether the project is being pursued in conjunction and collaboration with other state, federal, local or non-profit agencies that will provide part of the funding necessary to acquire, develop, operate or maintain the project. ~~Preference shall be given to projects that connect multiple jurisdictions, serve low income or other disadvantaged populations, or promote the six principles of sustainability described in Section 163.3244(1), Florida Statutes.~~

4. through 6. No change.

(b) No change.

(c) Costs of Project Acquisition, Development, Operation and Maintenance. The estimated acquisition costs and proposed budgets for the development, operation and maintenance of each project will be carefully scrutinized by Department staff. Questionable or unsupported figures or calculations will be so noted by Department staff in the

evaluation report prepared for the Florida Greenways and Trails Council. Some of the factors that influence total project cost are the number of parcel owners, approximate land values based on county tax assessment values, the availability of less-than-fee acquisition alternatives, and whether existing improvements on the site could be used by the project or would have to be demolished and removed. A maximum of thirty-five (35) points can be awarded to a proposed project on the basis of the following cost-related factors:

1. Whether fee simple acquisition is necessary to achieve the recreational and conservation purposes for which the project is being established and if not, the type(s) of less-than-fee acquisition alternatives available for the project. Preference shall be given to projects that can be acquired, in whole or in part, using less-than-fee acquisition alternatives such as the purchase of development rights, the lease of hunting, agricultural, silvicultural or mineral rights or the granting of conservation or flowage easements.

2. through 4. No change.

(d) Environmental Protection and Ecosystem Management. ~~The Florida Greenways and Trails System not only provides open space to benefit environmentally sensitive lands and wildlife, but also serves as an implementation tool for concepts of ecosystems management. The manner and extent to which a proposed project conserves important natural resources and protects or enhances existing ecosystems within or adjacent to the project site are indicators of the project's value to the statewide system.~~ A maximum of fifty (50) points can be awarded to a proposed project on the basis of the following factors that relate to environmental benefits to be derived from the project:

1. through 3. No change.

(e) Recreational / Educational / Historical / Cultural Opportunities. ~~A primary purpose of the Florida Greenways and Trails Act is to improve the health and welfare of people by providing healthful outdoor recreational opportunities such as horseback riding, hiking, bicycling, canoeing, jogging and historical or archaeological interpretation. To that end, A~~ maximum of fifty (50) points can be awarded to a proposed project on the basis of the following factors that relate to recreational, educational, historical and/or cultural opportunities that would be provided by acquisition of the project for the statewide system of greenways and trails:

1. through 4. No change.

(f) Project Management. All state lands managed under the provisions of Chapter 259 and Section 253.034, Florida Statutes, must be "managed for public outdoor recreation which is compatible with the conservation and protection of public lands . . . and the purposes for which the lands were acquired." Similarly, the Florida Forever Act provides that all lands acquired under the Act must be managed for multiple-use purposes where compatible with the land's resource values and management objectives. While all greenways and trails

projects are not expected to provide a full complement of conservation and recreational opportunities, preference shall be given to projects that provide multiple uses. A maximum of fifty (50) points can be awarded to a proposed project based on the following management-related factors:

1. through 5. No change.

~~6. Whether the project will promote innovative management techniques or facilitate the coordinated management of multi-jurisdictional greenways and trails.~~

~~6.7.~~ Whether the proposed project would permit or support any of the following additional uses described in upon authorization by the Board of Trustees under Section 253.034(10), Florida Statutes, where compatible with the land's resource values and management objectives: water resource development projects, water supply development projects, stormwater management projects, linear facilities or sustainable agricultural and forestry activities.

(8) through (9) renumbered (6) through (7) No change.

~~(8)(10)~~ Council Review and Recommendation of Projects. ~~Although the Department is charged with the responsibility of evaluating acquisition projects and compiling a prioritized list of greenways and trails suitable for acquisition, the Florida Greenways and Trails Council is directed by statute to review project applications and recommend to the Secretary of the Department the projects that should be acquired. Accordingly, W~~within sixty (60) days after its receipt of the project evaluation report and prioritized list of evaluated projects from Department staff, the Council shall prepare its recommendation to the Secretary in accordance with the following provisions:

(a) through (b) No change.

(c) Following the close of testimony at the final public meeting held for purposes of project review, the Council shall consider the information submitted and either:

1. Endorse the prioritized list prepared by Department staff; or

2. Modify the prioritized list based on the Council's review of all project Applications submitted and evaluated during the current funding cycle, oral presentations by Department staff, and written or verbal testimony by project sponsors, supporters or the general public.

a. The Council may award up to fifteen (15) additional points to any project whose characteristics may not have been adequately addressed under the evaluation criteria stated in Section 62S-1.400300(7), F.A.C. The Council must itemize any additional characteristics or features contemplated under this paragraph and state with particularity the reason(s) for awarding the additional points.

b. Taking into account the limited amount of funding available, ~~t~~The Council may recommend a higher or lower funding level than requested by the sponsor of a project and it may also determine that a large project should be acquired or developed in phases to permit a broader allocation of available

acquisition funds among projects. Each Council modification of a project's total point score or level of funding must be supported by an affirmative majority vote of Council members present and voting at the public meeting; a quorum must be present when each modification vote occurs. Any condition(s) recommended by Department staff in its written evaluation report shall be deemed ratified by the Council unless deleted or amended by the modification process described herein.

(d) No change.

(11) through (12) renumbered (9) through (10) No change.

Specific Authority 260.016(1)(c) FS. Law Implemented 163.3244(1), 253.034, 253.781-782, 253.7829, 259.03, 259.032, 259.04, 259.101, 259.105, 260.012, 260.0125, 260.013, 260.0142, 260.015, 260.016, 380.05(22) FS. History--New

62S-1.350450 Modification of Approved Acquisition Projects.

Modification of approved greenways and trails projects shall be considered by the Department in accordance with the criteria and procedures established by this rule.

(1) Eligibility. To be eligible for modification, a project must be identified and ranked as either a "Primary Project" or "Contingent Project" on an approved acquisition list at the time that the modification notice or proposal is submitted (see Sections 62S-1.300400(9)-(11), F.A.C.). Changes described in Section 62S-1.350450(3), F.A.C., only require written notice to the Department, but the types of project modifications described in Section 62S-1.350450(4), F.A.C., shall be submitted to and approved by the Department. Changes to projects that have been evaluated by the Department but are not ranked as either a Primary Project or a Contingent Project on an approved acquisition list shall be incorporated in a new application package and re-submitted to the Department for evaluation and ranking during an advertised funding cycle.

(2) Prescribed Forms. The following forms are prescribed for use with Section 62S-1.350450, F.A.C., and are incorporated herein by this reference:

(a) The Department's "Notice of Change", DEP Form #OGT-4, effective [effective date of rule], shall be used for notifying the Department of project modifications described in Section 62S-1.350450(3), F.A.C.; and

(b) The Department's "Request for Modification", DEP Form #OGT-5, effective [effective date of rule] ("RFM"), shall be used for submitting requests for Primary and Contingent Project modifications described in Section 62S-1.350450(4), F.A.C.

The forms may be obtained by writing to the Office of Greenways and Trails, Department of Environmental Protection, Mail Station 795, Tallahassee, Florida 32399-2400. Alternatively, interested parties can request the forms by telephone to (850)488-3701 (SunCom 278-3701) or through the Department's website address by e-mail to <http://www.dep.state.fl.us/gwt>. To obtain a precise office

location for document delivery, applicants should call the Office of Greenways and Trails at (850)488-3701 (SunCom 278-3701).

(3) Changes Requiring Notice to Department. Written notice of the following types of changes to Primary and Contingent Projects shall be provided to the Department within ten (10) days after the event:

(a) No change.

(b) Acquisition of adjacent, additional or alternative lands located outside the original planned project corridor but within the original project boundary submitted for the project;

(c) through (f) No change.

The Notice of Change shall be mailed or delivered to the Office of Greenways and Trails at the address stated in Section 62S-1.350450(2), F.A.C., and shall include a description of each modification being made to the project, the reason(s) for each change and the effective date thereof (if any). If the modification includes substitution of the project's managing entity, a "Willing Management Certificate", DEP Form #OGT-3, effective [effective date of rule], shall be completed and signed by the new managing entity and submitted with the Notice of Change.

(4) Modifications Requiring Department Approval. The following types of changes to Primary Projects shall be submitted to and must be approved by the Department using the criteria in subsections 9 and 10 of this section:

~~(a) Acquisition of adjacent, additional or alternative lands located outside the original planned project corridor but within the original project boundary submitted for the project;~~

(b) through (f) renumbered (a) through (e) No change.

~~(5) Additions to Primary or Contingent Projects. The Department may approve the acquisition of lands located outside the original planned project corridor of a Primary or Contingent Project, if the additional lands or waterways were identified within the original project boundary submitted for the project. Any proposed acquisition of lands or waterways lying outside the original project boundary of a Primary or Contingent Project will be considered a separate acquisition project and must be submitted to the Department for evaluation and ranking during a regularly advertised funding cycle.~~

(6) Submission of Modification Proposal. For any modification requiring Department approval, the completed RFM must be received by the Department at least ninety (90) days prior to the public hearing during which it will be considered by the Florida Greenways and Trails Council. The party seeking the modification must mail or deliver an original and twenty-four (24) first-generation copies of the RFM, together with required attachments and other supporting documentation, to the Office of Greenways and Trails at the address stated in Section 62S-1.350450(2), F.A.C. Faxed copies of required documents will not be accepted or returned.

(7) No change.

(8) Review for Completeness. Within ten (10) days after receipt of an RFM, Department staff will provide the submitting party with written notice regarding the sufficiency and clarity of the documentation submitted. If the RFM is incomplete or otherwise inadequate, the notice will describe the additional information or clarification required and indicate the date by which it must be received by the Office of Greenways and Trails at the address stated in Section 62S-1.350450(2), F.A.C. Failure of the submitting party to timely provide the information requested in the notice shall be deemed a request to withdraw the RFM from further consideration.

(9) through (10) No change.

~~62S-1.600 Objectives of Designation Process.~~

~~Chapter 260, Florida Statutes, directs the Department to establish and expand a statewide system of greenways and trails for recreational and conservation purposes. The primary tools for developing additional links in the Florida Greenways and Trails System are the Department's land acquisition program and its designation of public and private lands and waterways as part of the statewide system. Subsection 260.016(2), Florida Statutes, directs the Department to develop a designation process and instructs the Department to implement the five-year plan for greenways and trails adopted by the Florida Greenways Coordinating Council in September 1998 (the "Plan"). The designation process described in the Plan contemplates that both public and private lands would be designated as components of the statewide system, and encourages voluntary participation by private landowners and public land managers. A copy of the Plan, which includes six (6) maps that depict existing and potential greenways and trails, and all forms incorporated by reference in Sections 62S-1.620 through 62S-1.680, F.A.C., may be obtained from the Office of Greenways and Trails, Florida Department of Environmental Protection, Mail Station 795, Tallahassee, Florida 32399-2400; Telephone: (850)488-3701; Fax: (850)922-6302.~~

~~Specific Authority 260.016(1)(e)1. FS. Law Implemented 260.012, 260.014, 260.016, FS. History - New _____.~~

~~62S-1.400620 Designation of Public Conservation or Recreation Lands and Waterways.~~

(1) No change.

(2) Initiation of Process. The designation process for Public Conservation or Recreation Lands and Waterways can be initiated in one of two ways:

(a) No change.

(b) The owner or managing entity of Public Conservation or Recreation Lands or Waterways can contact the Department's Office of Greenways and Trails at the address stated in Rule 62S-1.350600(2)(b), F.A.C., to request designation of the property as part of the statewide system of greenways and trails.

In either case, the owner of the Public Conservation or Recreation Lands or Waterways proposed for designation must provide the Department with written consent to designation of the property as part of the Florida Greenways and Trails System.

(3) Submission of Project Proposals. To confirm its desire to pursue designation of the Public Conservation or Recreation Lands or Waterways as part of the Florida Greenways and Trails System, the owner or managing entity of the property must complete and file with the Department a "Certificate of Qualification," DEP Form #OGT-6, effective [effective date of rule], which is hereby incorporated by reference. The following documents must be attached to the Certificate of Qualification at the time of submittal:

(a) No change.

(b) A "Management Certificate", DEP Form #OGT-8, effective [effective date of rule], and hereby incorporated by reference, signed by the managing entity of the property. The forms can be obtained by writing to the Office of Greenways and Trails, or interested parties can request the forms by telephone to (850)488-3701 (SunCom 278-3701) or through the Department's website. All required documentation must be submitted to the Office of Greenways and Trails, Department of Environmental Protection, Mail Station 795, Tallahassee, Florida 32399-2400. To obtain a precise office location for document delivery or the current website address, applicants should call (850)488-3701 (SunCom 278-3701). ~~The forms can be obtained by writing to the Office of Greenways and Trails, or interested parties can request the forms by telephone to (850)488-3701 (SunCom 278-3701) or by e-mail to <http://www.dep.state.fl.us/gwt>.~~

(4) through (6) No change.

(7) Council Review and Recommendation. The Florida Greenways and Trails Council shall review each proposal for designation of Public Conservation or Recreation Lands or Waterways as part of the Florida Greenways and Trails System. At the meeting noticed under Section 62S-1.620400(6)(c), F.A.C., Department staff will present to Council members a verbal summary of the relevant information submitted for each proposed designation project and respond to members' questions. Thereafter, the Council shall permit oral or written testimony by project sponsors, supporters and members of the general public, which testimony shall be limited in duration if necessary to ensure equal time for all interested parties. Following the close of testimony, the Council shall consider the information submitted and either recommend approval or disapproval of the designation proposal to the Secretary of the Department. The Council's recommendation shall be ratified by a majority of members present and voting at the public meeting; a quorum shall be present when the ratification vote is taken. Department staff shall forward the Council's recommendation to the Secretary of the Department.

(8) through (9) No change.

Specific Authority 260.016(1)(c)1. FS. Law Implemented 260.012, 260.013, 260.014, 260.0142, 260.016 FS. History—New _____.

62S-1.450640 Designation Process for Private Lands and Waterways.

(1) No change.

(2) Initiation of Process. The sponsor of a greenways or trails project located or to be located on private lands or waterways may initiate the designation process for the subject property by filing with the Department an "Application for Designation," DEP Form #OGT-9, effective [effective date of rule], which is hereby incorporated by reference. The Department's Office of Greenways and Trails will accept Applications for Designation at any time throughout the year.

All forms described in this rule can be obtained by writing to the Office of Greenways and Trails, Department of Environmental Protection, Mail Station 795, Tallahassee, Florida 32399-2400. Alternatively, interested parties can request the Application for Designation by telephone to (850)488-3701 (SunCom 278-3701) or through the Department's website by ~~e-mail~~ to <http://www.dep.state.fl.us/gwt>.

(3) No change.

(4) Submission of Designation Proposal. The Application for Designation, which must be submitted to the Department's Office of Greenways and Trails at the address stated in Section 62S-1.450640(2), F.A.C., shall contain the following information:

(a) through (h) No change.

(5) No change.

(6) Preparation of Designation Agreement. At a minimum, a proposed designation agreement shall include or address the following items:

(a) through (g) No change.

(h) Compilation of available information on and field verification of the characteristics of the lands and waterways as they relate to the criteria contained in Section 62S-1.450640(1), F.A.C.;

(i) through (l) No change.

(7) No change.

(8) Council Review and Recommendation. The Florida Greenways and Trails Council shall review each Application for Designation of private lands or waterways as part of the Florida Greenways and Trails System. At the meeting noticed under Section 62S-1.450640(7)(c), F.A.C., Department staff will present to Council members a verbal summary of the relevant information submitted for each proposed designation project and respond to members' questions. Thereafter, the Council shall permit oral or written testimony by project sponsors, supporters and members of the general public, which testimony shall be limited in duration if necessary to ensure equal time for all interested parties. Following the close of

testimony, the Council shall consider the information submitted and either recommend approval or disapproval of the designation proposal to the Secretary of the Department. The Council's recommendation must be ratified by a majority of members present and voting at the public meeting; a quorum must be present when the ratification vote is taken. Department staff shall forward the Council's recommendation to the Secretary of the Department.

(9) through (10) No change.

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: RULE TITLE:
64B1-2.0015 Delinquent 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 Vol. 26, No. 9, March 3, 2000, issue of the Florida Administrative Weekly. Rule 64B1-2.0015(1) shall read as follows:

64B1-2.0015 Delinquent Fee.

(1) The delinquent fee applicable to any licensed acupuncturist who fails to renew on a timely basis shall be \$200. The delinquency fee shall be due and payable at the time the licensee shall apply for active or inactive status.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Acupuncture, 2020 Capital Circle, Southeast, BIN #C06, Tallahassee, Florida 32399-3259.

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: RULE TITLE:
64B1-8.004 Disposal of Biohazardous Waste
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 Vol. 26, No. 8, February 25, 2000, issue of the Florida Administrative Weekly.

Rule 64B1-8.004 shall read as follows:

64B1-8.004 Disposal of Biohazardous Waste.

Biohazardous waste must be managed pursuant to the provisions of Chapter 64E-16, Florida Administrative Code, effective June 3, 1997.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Acupuncture, 2020 Capital Circle, Southeast, BIN #C06, Tallahassee, Florida 32399-3259.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE NO.: RULE TITLE:
64B2-16.0075 Citations
NOTICE OF CHANGE

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed rule, as published in Vol. 26, No. 7, February 18, 2000, issue of the Florida Administrative Weekly. The changes are in response to comments provided by the staff of the Joint Administrative Procedures Committee. Subsection (4) shall now read as follows:

(4) First time failure to complete the required continuing education during the biennial license period; s. 455.624(3), F.S.

(a) failure to complete less than 10 hours shall result in a penalty of \$500;

(b) failure to complete 10 or more hours will result in a penalty of \$1000.

In addition, licensees shall make up all continuing education hours in deficiency, and shall take one additional hour of continuing education for each hour of continuing education deficiency. Said hours shall not count toward the licensee's continuing education renewal requirements for the next biennium.

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

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: RULE TITLE:
64B32-3.005 Fees for Application, Examination,
Initial and Renewal Licensure
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. 26, No. 6, issue of the Florida Administrative Weekly. The change is due to an error of omission when the rule was published. Subsection (3) shall now read as follows:

(3) The initial licensure fee for a person who becomes licensed shall be \$110.00.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Respiratory Care/MQA, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NOS.:	RULE TITLES:
65C-22.001	General Information
65C-22.003	Training
65C-22.005	Food and Nutrition
65C-22.006	Record Keeping

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 41, October 15, 1999, Florida Administrative Weekly has been withdrawn.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-15.061	Specific Regulations for Type I Wildlife Management Areas – South Region

NOTICE OF CHANGE

Notice is hereby given that the following change, in accordance with subparagraph 120.54(3)(d)1., F.S., has been made to paragraph 68A-15.061(3)(b) of this proposed rule which was published in Vol. 26, No. 8, Florida Administrative Weekly, February 25, 2000, so that when adopted, it will read as follows:

68A-15.061 Specific Regulations for Type I Wildlife Management Areas – South Region.

(3) Green Swamp Wildlife Management Area – West Unit

(b) Legal to take: All legal game and wild hogs. Turkeys may be taken only during the special-opportunity turkey hunts. The bag limit for turkey shall be one gobbler (or bearded turkey) per special-opportunity turkey hunt permit. One antlered deer may be taken per special-opportunity deer hunt permit. Antlerless deer (except spotted fawns) may be taken by antlerless deer permit only. Taking of antlered deer not having at least one antler with four or more points is prohibited. Only hogs may be taken during the special-opportunity hog-still and special-opportunity hog-dog seasons. No bag or size limits on wild hogs. Fish and frogs throughout the year.

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-15.062	Specific Regulations for Type I Wildlife Management Areas – Northeast Region

NOTICE OF CHANGE

Notice is hereby given that the following change, in accordance with subparagraph 120.54(3)(d)1., F.S., has been made to subparagraph 68A-15.062(7)(d)9. of this proposed rule which was published in Vol. 26, No. 8, Florida Administrative Weekly, February 25, 2000, so that when adopted, it will read as follows:

68A-15.062 Specific Regulations for Type I Wildlife Management Areas – Northeast Region.

(7) Osceola Wildlife Management Area

(d) General regulations:

9. No person shall transport dogs, other than bird dogs or retrievers, through the still hunt area to the western dog hunt area except on Forest Road 285; on Forest Road 263; on Forest Road 262 east from US 441; on Forest Road 233 north from County Road 250; and on Forest Road 233 east from US 441 to its juncture with Forest Road 237 and then north on Forest Road 237 to the boundary of the dog hunt area.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-15.065	Specific Regulations for Type I Wildlife Management Areas – Central Region

NOTICE OF CHANGE

Notice is hereby given that the following change, in accordance with subparagraph 120.54(3)(d)1., F.S., has been made to subparagraph 68A-15.065(6)(a)7. and paragraph 68A-15.065(29)(b) of this proposed rule which was published in Vol. 26, No. 8, Florida Administrative Weekly, February 25, 2000, so that when adopted, it will read as follows:

68A-15.065 Specific Regulations for Type I Wildlife Management Areas – Central Region.

(6) Ocala Wildlife Management Area

(a) Open season:

7. Spring turkey – March 22-25, March 29 – April 1, April 5-8 and 12-15, except that portion of the Pipeline Unit south of S.R. 40 and west of S.R. 19.

(29) Lake Panasoffkee Wildlife Management Area

(b) Legal to take: All legal game and wild hogs. Turkeys may be taken only during the special-opportunity turkey hunts. The bag limit for turkey shall be one gobbler (or bearded turkey) per special-opportunity turkey hunt permit. One antlered deer may be taken per special-opportunity deer hunt permit. Antlerless deer (except spotted fawns) may be taken by antlerless deer permit only. Taking of antlered deer not having at least one antler with four or more points is prohibited. Only hogs may be taken during the special-opportunity hog-still and special-opportunity hog-dog seasons. No bag or size or bag limits on wild hogs. Fish and frogs throughout the year.

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Freshwater Fish and Wildlife

RULE NO.: 68A-25.032
 RULE TITLE: Regulations Governing the
 Establishment of Alligator
 Management Programs on
 Private Lands

NOTICE OF CHANGE

Notice is hereby given that the following change, in accordance with subparagraph 120.54(3)(d)1., F.S., has been made to paragraphs 68A-25.032(2)(d) and (e) of this proposed rule which was published in Vol. 26, No. 8, Florida Administrative Weekly, February 25, 2000, so that when adopted, it will read as follows:

68A-25.032 Regulations Governing the Establishment of Alligator Management Programs on Private Lands.

(2) Procedures governing the issuance of harvest permits and the taking of non-hatchling alligators.

(d) Alligators greater than nine feet in length and alligators less than six feet in length may be taken from April 1 through August 31 and non-hatchling alligators may be taken from September 1 through March 31.

(e) Alligators may be taken by the use of firearms, live traps, sethooks, and snares; baited, wooden pegs less than two (2) inches in length attached to a hand-held restraining line; harpoons, gigs, and snatch hooks; and manually operated spears, spearguns, gig-equipped bang sticks, crossbows, and bows with projectiles attached to a restraining line. Sethooks may only be used during the period September 1 through March 31. The use of firearms other than bang sticks and gig-equipped bang sticks is prohibited from sunset to sunrise.

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Vessel Registration and Boating Safety

RULE NO.: 68D-24.003
 RULE TITLE: Management Provisions

NOTICE OF CHANGE

Notice is hereby given that, in response to written comment, timely received, the following change, in accordance with subparagraph 120.54(3)(d)1., F.S., has been made to paragraph 68D-24.003(4)(f) of this proposed rule which was published in Vol. 26, No. 8, Florida Administrative Weekly, February 25, 2000, so that when adopted, it will read as follows:

68D-24.003 Management Provisions.

(4) The executive director may approve for adoption rules establishing boating restricted areas. This delegation of authority is subject to the following criteria:

(f) No written objection to the establishment of the proposed restricted area has been received from the United States Coast Guard, the Army Corps of Engineers, or a Navigation District established under chapter 374, Florida Statutes.

**Section IV
Emergency Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE TITLE: Citrus Canker Eradication
 RULE NO.: 5BER00-3

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Citrus canker, *Xanthomonas axonopodis* pv. *citri*, Asian strain is one of the most destructive bacterial diseases of citrus. It is found in Africa, Asia, Central America, and South America. Severe infections of citrus canker cause fruit to blemish which makes it difficult to market for fresh consumption, and the disease causes premature fruit drop, thereby reducing commercial citrus production. If not eradicated from the state, Florida's citrus industry valued at \$8.5 million will be in jeopardy due to lost production and lost markets resulting from quarantine action. Recent tropical storms and hurricanes have resulted in disease spread from infested areas into non-infested areas ever closer to major citrus production areas. Statewide decontamination of personnel and equipment moving between citrus groves is necessary to prevent additional disease spread. In view of these specific facts and reasons and in accordance with the constitutional authority conferred upon the Commissioner of Agriculture by the Florida Constitution, Article IV, Section 4, and authorized by, Sections 570.07(21) (to declare an emergency), 120.54(a), 581.031(6)(7), and 581.111, Florida Statutes, the Commissioner hereby finds that an immediate serious danger to the public health, safety or welfare exists, declares that an emergency to the agricultural and horticultural interests of this state exists and declares a quarantine on certain Florida citrus plants and plant parts, citrus fruit and other material as set forth in the emergency rule hereby promulgated.

REASONS FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: This action is necessary and fair under this emergency because immediate action must be taken to prevent the spread of Asian strain citrus canker. If immediate action is not taken, eradication costs will rise phenomenally due to the increased area which must be quarantined and in which citrus trees must be removed. If Asian strain citrus canker continues to spread unchecked, it will cause substantial damage to citrus production in home gardens and to the \$8.5 billion citrus industry.

SUMMARY OF RULE: This emergency rule establishes the requirements for decontamination.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100, Phone (352)372-3505

THE FULL TEXT OF THE EMERGENCY RULE IS:

5BER00-3 Citrus Canker Eradication.

Decontamination requirements. All harvesters, intermediate handlers, grove caretakers, packers, and processors both within and outside of the quarantine area must decontaminate equipment and personnel and sign the applicable compliance agreement, DACS-08031, effective 5/99, and incorporated into this rule by reference. A copy of DACS-08031 may be obtained from the Citrus Canker Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

Specific Authority 570.07(21),(23), 581.101(1), 581.031(1), 581.184 FS. Law Implemented 570.07(2),(13),(21), 581.031(6),(7),(9),(15),(17),(26), 581.101, 581.184, 581.211 FS. History--New 3-31-00.

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

EFFECTIVE DATE: March 31, 2000

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game 301 Specifics
 RULE NO.: 53ER00-13

SUMMARY OF THE RULE: This emergency rule relates to the Instant Game 301, "QUICK 7'S" for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game, determination of prize winners and the number and size of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER00-13 Instant Game 301 Specifics.

(1) Name of Game. Instant Game Number 301, "QUICK 7'S."

(2) Price. QUICK 7'S Lottery tickets sell for \$1.00 per ticket.

(3) QUICK 7'S Lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a VIRN under the latex area on the ticket. To be a valid winning QUICK 7'S Lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in Rule 53ER92-63(1)(a),

F.A.C. In the event a dispute arises as to the validity of any QUICK 7'S Lottery ticket, the VIRN number under the latex shall prevail over the bar code.

(4) The play symbols and play symbol captions in QUICK 7'S are as follows:

INSERT SYMBOLS

(5) The prize symbols and prize symbol captions in QUICK 7'S are as follows:

INSERT SYMBOLS

(6) Determination of Prize Winners. The holder of a ticket having a "7" exposed in any spot in the play area shall be entitled to the corresponding prize amount shown below it, or if TICKET is shown as the corresponding prize, shall be entitled to a prize of a \$1.00 ticket. Prize amounts which may appear in the play area are: \$1.00, \$2.00, \$5.00, \$7.00, \$10.00, \$100, \$700.

(7) Number and Size of Prizes. The value, number of prizes, and odds of winning in Instant Game Number 301 are as follows:

REVEAL A "7" SYMBOL IN ANY SPOT AND WIN PRIZE SHOWN:

<u>PRIZE</u>	<u>WIN</u>	<u>NUMBER IN 42 POOLS OF 240 TICKETS PER POOL</u>	<u>ODDS</u>
<u>TICKET</u>	<u>TICKET</u>	<u>1,142,400</u>	<u>1 in 8.82</u>
<u>\$1</u>	<u>\$1</u>	<u>1,108,800</u>	<u>1 in 9.09</u>
<u>\$2</u>	<u>\$2</u>	<u>201,600</u>	<u>1 in 50.00</u>
<u>\$1 x 7</u>	<u>\$7</u>	<u>67,200</u>	<u>1 in 150.00</u>
<u>\$7</u>	<u>\$7</u>	<u>67,200</u>	<u>1 in 150.00</u>
<u>\$2 x 5</u>	<u>\$10</u>	<u>33,600</u>	<u>1 in 300.00</u>
<u>\$10 + \$7 + \$2 + \$1</u>	<u>\$20</u>	<u>33,600</u>	<u>1 in 300.00</u>
<u>\$2 + \$5 x 3 + \$1 x 3</u>	<u>\$20</u>	<u>33,600</u>	<u>1 in 300.00</u>
<u>\$5 x 7</u>	<u>\$35</u>	<u>9,450</u>	<u>1 in 1,066.67</u>
<u>\$10 x 3 + \$5</u>	<u>\$35</u>	<u>4,200</u>	<u>1 in 2,400.00</u>
<u>\$10 x 7</u>	<u>\$70</u>	<u>4,200</u>	<u>1 in 2,400.00</u>
<u>\$100</u>	<u>\$100</u>	<u>25</u>	<u>1 in 403,200.00</u>
<u>\$100 x 7</u>	<u>\$700</u>	<u>10</u>	<u>1 in 1,008,000.00</u>
<u>\$700</u>	<u>\$700</u>	<u>10</u>	<u>1 in 1,008,000.00</u>

(8) The over-all odds of winning any prize in Instant Game Number 301 are 1 in 3.73.

(9) For reorders of Instant Game Number 301, the value, number of prizes, and odds of winning shall be proportionate to the number of tickets reordered.

Specific Authority 24.105(10)(a),(b),(c), 24.109(1) FS. Law Implemented 24.105(10)(a),(b),(c) FS. History--New 3-31-00.

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

EFFECTIVE DATE: March 31, 2000

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that on March 24, 2000, the Florida Public Service Commission received a request from Chong O. Kim, Inc. d/b/a Quick Trip Food Mart (Docket No. 000353-TC – Application for certificate to provide pay telephone service by Chong O. Kim, Inc. d/b/a Quick Trip Food Mart), seeking waiver of Rule 25-24.511(5), Florida Administrative Code. The rule requires that only one pay telephone certificate will be granted per applicant and that a new pay telephone certificate will not be granted to any applicant who has previously had a certificate cancelled involuntarily. 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 request may be obtained from the Commission's 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: Beth Keating, Division of Legal Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6212.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2000-32 DAO-ROW), dated March 9, 2000 to Florida Power and Light Company. The petition for waiver was received by the SFWMD on January 12, 2000. Notice of receipt of the Petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 26, No. 5, on February 4, 2000. This Order provides a waiver for the existing bank/berm reshaping and paved access road within the north right of way of C-11 to serve Florida Power and Light Company's "Imagination Substation". Specifically, the Order grants a waiver from Rule 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which prohibits permanent access and/or structures within the SFWMD's rights of way. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) these facilities do not interfere with the SFWMD's ability to perform necessary construction, alteration, operation and

maintenance activities; and 2) the Order granting a waiver from the subject rule is necessary to prevent Florida Power and Light Company from suffering a substantial hardship as set forth in Section 120.542, Fla. Stat.

A copy of the order can be obtained from: Juli Triola, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone number (561)682-6268 or by e-mail at jtriola@sfwmd.gov.

NOTICE IS HEREBY GIVEN that on March 20, 2000, the South Florida Water Management District (SFWMD) has received a petition for waiver from Michael E. Nortman, Assistant Vice President of Prime Residential, LLC, for utilization of works or land of the SFWMD known as the I-75 Canal, Collier County. The petition seeks temporary relief from the Rule 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which required a vertical clearance of 4 feet above design high water elevation and does not allow box culvert bridges within the District's rights of way.

A copy of the petition may be obtained from Juli Triola at (561)682-6268 or e-mail at jtriola@sfwmd.gov.

The SFWMD will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, Attn: Juli Triola, Office of Counsel.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on March 23, 2000, a petition from Camp Dresser & McKee, Inc., seeking a variance under section 120.542 of the Florida Statutes from the prohibition from a zone of discharge under rule 62-522.300(2)(a), Florida Administrative Code, for the use of enhanced anaerobic bioremediation using sodium lactate as a remediation process to clean up sites contaminated with chlorinated aliphatic hydrocarbons. The petition has been assigned OGC File No.: 00-0762.

Copies may be received from, and written comments submitted to: Department of Environmental Protection, Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, Attn: Cynthia Christen. Comments must be received no later than 14 days from the date of publication of this notice.

The Department of Environmental Protection has taken action on a petition for variance received from Tampa Bay Water on January 10, 2000. Notice of receipt of this petition was published in the February 11, 2000, edition of the Florida Administrative Weekly. No public comment was received. The petition requested a variance from rule 62-555.520(4)(c) and (d) of the Florida Administrative Code. These rules require submittal of complete plans and specifications to the permitting authority before a drinking water construction permit can be issued. Tampa Bay Water intends to use a design-build-operate approach to build the surface water treatment plant component of the Tampa Bay Regional Water Treatment Plant. Tampa Bay Water wants to submit 30% complete plans and specifications for the entire plant, along with a basis of design report. Based on those plans and specifications, Tampa Bay Water states that a construction permit for the entire plant can be issued, with specific conditions, as detailed below. On March 28, 2000, the Department granted a variance to Tampa Bay Water in a final order, OGC File No.: 00-0140. The final order granted a variance from the complete plans and specifications requirement, and contained conditions. The conditions require that a public notice of the variance in the Florida Administrative Weekly and in a newspaper of local circulation in the area of the project. Also, that the initial permit for the overall plant shall not authorize the immediate construction of any component of the plant. Such construction would be allowed after submission by Tampa Bay Water of complete plans and specifications for particular components, and subsequent permit modification(s). Tampa Bay Water must comply with all other Department drinking water rules when seeking a modification of the construction permit to accommodate the design-build-operate approach. Lastly, that upon issuance of the final permit for the last component of the project, the variance shall cease to be in effect.

For a copy of the final order write or call: Cynthia Christen, Department of Environmental Protection, MS 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, telephone (850)921-9610.

A person whose substantial interests are affected by the granting of this variance may file for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within 21 days of publication of the public notice receipt of the written notice, whichever occurs first. Under section 120.60(3), however, any person who asked the Department for notice of agency action may file a petition within 21 days of receipt of such notice, regardless of the date

of publication. The petitioner shall mail a copy of the petition to Tampa Bay Water, 2535 Landmark Drive, Suite 211, Clearwater, Florida 33761-3930 at the at the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under sections 120.569 and 120.57 of the Florida Statutes, or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with rule 28-106.205 of the Florida Administrative Code.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name, address, and telephone number of each petitioner; the Department case identification number and the county in which the subject matter or activity is located;
- (b) A statement of how and when each petitioner received notice of the Department action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department action;
- (d) A statement of the material facts disputed by the petitioner, if any;
- (e) A statement of facts that the petitioner contends warrant reversal or modification of the Department action;
- (f) A statement of which rules or statutes the petitioner contends require reversal or modification of the Department action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by rule 28-106.301.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation under section 120.573 of the Florida Statutes is not available for this proceeding.

DEPARTMENT OF HEALTH

The Board of Psychology hereby gives notice that on March 27, 2000, it received a petition from Shari L. Balter, Psy. D., seeking a variance from Rule 64B19-11.007(2), FAC., pursuant to Chapter 490.005, Florida Statutes. Petitioner seeks

a variance from the time limits and conditions for the maintenance of an active application file, specifically the requirement that she complete the required supervised experience within 18 months of notification that she received a passing examination score. The Board will discuss this matter on May 3, 2000, at 10:00 a.m., or shortly thereafter at the Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607.

Comments on this petition should be filed with the Board of Psychology/MQA, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255, within 14 days of publication of this notice.

For a copy of the petition, contact: Kaye Howerton, Executive Director, Board of Psychology, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255.

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
 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: April 25, 2000, 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, (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 **Museum of Florida History Foundation**, Inc. announces a Board of Director's Meeting to which all persons are invited.

DATE AND TIME: Friday, April 28, 2000, 12:15 p.m.

PLACE: R. A. Gray Building, Room 307, Tallahassee, FL

PURPOSE: Regularly scheduled meeting.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact Penny Lord, (850)922-5299, at least 48 hours prior to the meeting in order to request any special assistance.

The **Private Investigation, Recovery and Security Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 15, 2000, 9:00 a.m.

PLACE: Helmsley Sandcastle Hotel, 1540 Ben Franklin Drive, Sarasota, Florida, (941)388-2181

DATE AND TIME: Thursday, September 28, 2000, 9:00 a.m.

PLACE: The Pensacola Grand Hotel, 200 East Gregory Street, Pensacola, Florida, (850)433-3336

DATE AND TIME: Thursday, December 7, 2000, 9:00 a.m.

PLACE: Miami Airport Marriott, 1201 N. W. LeJeune Road, Miami, Florida, (305)644-5670

PURPOSE: The quarterly meeting of the Council pursuant to the requirement of Section 493.6104(4), Florida Statutes. The Council will conduct a general business meeting.

A copy of the agenda may be obtained by writing: Department of State, Division of Licensing, Attention: April Howard, Post Office Box 6687, Tallahassee, Florida 32314-6687.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to attend the meeting should contact the Director, Division of Licensing not later than 48 hours prior to the meeting at the address given on the notice, Telephone (850)488-6982

DEPARTMENT OF LEGAL AFFAIRS

The Legislative Reporting Committee of the Florida **Commission on the Status of Women** will hold a conference call on:

DATE AND TIME: May 12, 2000, 10:30 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

PURPOSE: To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

The **Florida Elections Commission** announces a meeting. Parts of the meeting are confidential.

DATES AND TIME: Wednesday, May 3, 2000, 8:30 a.m. – 5:00 p.m.; Thursday, May 4, 2000, 8:30 a.m. – 5:00 p.m.

PLACE: Radisson Hotel, Orlando Airport, 5555 Hazeltime National Drive, Orlando, Florida 32812

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and adjudication of cases relating to alleged violations of Chapters 104 and 106, Florida Statutes and to the late filing of campaign treasurer's reports.

For a copy of the agenda call: Steve Christensen, phone number (850)922-4539.

If you need an accommodation because of disability in order to participate, please call Steven Christensen at least 48 hours before the meeting.

If a person decides to appeal any decision of the commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings and will need to assure that a verbatim record of the proceedings is made.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a regular business meeting of the Florida Coordinating Council on Mosquito Control to which all persons are invited. This meeting will be held in conjunction with the Florida Mosquito Control Association meeting which meets May 3-4, 2000.

DATE AND TIME: May 4, 2000, 1:00 p.m.

PLACE: Safety Harbor Resort and Spa on Tampa Bay, 105 North Bayshore Drive, Safety Harbor, FL 34695

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Welcome and Introductions

Approval of minutes from Previous Meeting

General Comments and Business Items, to include:

- Report from the Subcommittee on Managed Marches
- Report and recommendations from Subcommittee on Aerial Spray
- Discussion on procedures for funding State Supported mosquito research
- Other items to be announced

Questions and comments may be directed to: T. Wayne Gale, Mosquito Control Administrator, (850)922-7011.

DEPARTMENT OF EDUCATION

The **Department of Education** and the **Department of Labor and Employment Security** announce that the Occupational Access and Opportunity Commission and its committees/workgroups will be meeting:

DATES AND TIME: Every Tuesday, Wednesday and Thursday of the month of April

PLACE: For information on meeting places and times, please contact Susan Mason, (850)487-3431, Ext. 121 or 1(800)451-4327

PURPOSE: To redesign the Florida Vocational Rehabilitation system.

In accordance with the Americans with Disabilities Act, persons in need of special accommodations to participate in these meetings should contact: Susan Mason, 2002 Old St. Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)487-3431, Ext. 121 or toll free at 1(800)451-4327.

The meeting agenda will be available in alternative formats upon request.

Should you not be able to attend, but would like a copy of the minutes, please contact Susan Mason, (850)487-3431, Ext. 121 or toll free at 1(800)451-4327.

The **Department of Education** and the **Department of Labor and Employment Security** announce that the Occupational Access and Opportunity Commission's committees and workgroups will be meeting:

DATE AND TIME: April 14, 2000 (For information on meeting places and times, please contact Susan Mason, (850)487-3431, Ext. 121 or 1(800)451-4327)

PLACE: VR Headquarters, 2002 Old St. Augustine Rd., Building A, Rm. 214, Tallahassee, FL 32399-0696

PURPOSE: To redesign the Florida Vocational Rehabilitation system.

In accordance with the Americans with Disabilities Act, persons in need of special accommodations to participate in these meetings should contact Susan Mason no later than two days prior to meeting, at 2002 Old St. Augustine Road, Building A, Tallahassee, FL 32399-0696, or (850)487-3431 Ext. 121 or toll free at 1(800)451-4327.

The meeting agenda will be available in alternative formats upon request.

Should you not be able to attend, but would like a copy of the minutes, please contact Susan Mason, (850)487-3431, Ext. 121 or toll free at 1(800)451-4327.

The **Department of Education** and the **Department of Labor and Employment Security** announce that the Occupational Access and Opportunity Commission's committees and workgroups will be meeting on:

DATE AND TIME: April 17, 2000 (For information on meeting places and times, please contact Susan Mason, (850)487-3431, Ext. 121 or 1(800)451-4327)

PLACE: To be announced

PURPOSE: To redesign the Florida Vocational Rehabilitation system.

In accordance with the Americans with Disabilities Act, persons in need of special accommodations to participate in these meetings should contact Susan Mason no later than two days prior to meeting, 2002 Old St. Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)487-3431, Ext. 121 or toll free at 1(800)451-4327.

The meeting agenda will be available in alternative formats upon request.

Should you not be able to attend, but would like a copy of the minutes, please contact Susan Mason, (850)487-3431, Ext. 121 or toll free at 1(800)451-4327.

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

DATE AND TIME: April 28, 2000, 8:30 a.m. or as soon thereafter as can be heard

PLACE: The Embassy Suites Hotel, Tampa Airport Westshore, 555 North Westshore Boulevard, Tampa, Florida 33607, (813)875-1555

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

If a person decides to appeal any decision made by the Commission with the 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.

SPECIAL ACCOMMODATION: Any person requiring a special impairment accommodation should contact Kathleen M. Richards, (850)488-0547, at least five calendar days prior to 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 telephone conference call meeting of the Florida **Board of Regents**.

DATE AND TIME: April 28, 2000, 9:00 a.m.

PLACE: Conference Room, 15th Floor, Florida Education Center, Tallahassee, Florida

PURPOSE: To consider legislative issues and updates; 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 and Diversity, (850)201-7160 (Voice), (850)201-7333 (TDD), at least 7 days in advance, so that their needs can be accommodated.

The **Board of Regents**, Selection Committee for the President of the University of Florida announces a public meeting to which all persons are invited.

DATES AND TIMES: May 1, 2000, 10:00 a.m.; May 2, 2000 8:00 a.m. – completion of business each day

PLACE: Reitz Union, University of Florida, Gainesville, Florida

PURPOSE: The Regents Selection Committee will interview the candidates for President of the University of Florida and then select which candidates will be visited at their home campuses by the Chancellor and his staff.

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 UF Equal Opportunity Affairs Office, (352)392-6004, and persons with hearing or speech impairment call 1(800)955-8771 for the TDD line at the Florida Relay Service, at least 7 days in advance, so that their needs can be accommodated.

The **Florida Art in State Buildings Program** (FAMU) announces the following public meeting to which all persons are invited:

DATE AND TIME: Tuesday, April 24, 1999, 10:00 a.m.

PLACE: Florida A & M University, Foster Tanner Fine Arts Building, Room 107, Tallahassee, Florida 32307, (850)561-2842

PURPOSE: To hold an Orientation/Slide Review meeting to determine potential sales and media for artwork, establish project schedules and set the next meeting dates.

COMMITTEE: Art Selection Committee

For more information, or to obtain a copy of the agenda, please contact: Kenneth Falana, User Agency Representative, Art in State Buildings Program, Florida A & M University, Tallahassee, Florida 32307, (850)561-2842.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding to provide a record for judicial review. This meeting will not be taped by the Art in State Buildings Program.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Kenneth Falana, (850)561-2842. If you are hearing or speech impaired, please contact the agency by calling TT: (850)488-5779.

The **Florida Art in State Buildings Program** (FAMU) announces the following public meeting to which all persons are invited:

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

PLACE: Florida A & M University, Foster Tanner Fine Arts Building, Room 107, Tallahassee, Florida 32307, (850)561-2842

PURPOSE: To hold an Orientation/Slide Review meeting to determine potential sales and media for artwork, establish project schedules and set the next meeting dates.

COMMITTEE: Art Selection Committee

For more information, or to obtain a copy of the agenda, please contact: Kenneth Falana, User Agency Representative, Art in State Buildings Program, Florida A & M University, Tallahassee, Florida 32307, (850)561-2842.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding to provide a record for judicial review. This meeting will not be taped by the Art in State Buildings Program.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Kenneth Falana, (850)561-2842. If you are hearing or speech impaired, please contact the agency by calling TT: (850)488-5779.

The **Florida Community College System** announces a recognition reception/luncheon of the **State Board of Community Colleges** to which all persons are invited.

DATES AND TIMES: Reception, Wednesday, April 26, 2000, 6:00 p.m. – 7:30 p.m.; Luncheon, Thursday, April 27, 2000, 12:00 p.m. – 2:00 p.m.

PLACE: Doubletree Hotel, Ballroom, 101 South Adams Street, Tallahassee, Florida

PURPOSE: To recognize the 2000 All-Florida Academic Team.

NOTE: If you need special services to attend this event or need additional information write: Division of Community Colleges, 1314 Turlington Building, Tallahassee, Florida 32399-0400.

DEPARTMENT OF LAW ENFORCEMENT

The Criminal Justice Professionalism Program announces that the **Criminal Justice Standards and Training Commission**, Executive Planning Committee is scheduled to meet for the purpose of reviewing future direction and project priorities for the criminal justice standards and training system. All parties are invited to attend.

DATES AND TIMES: Thursday, April 27, 2000, 10:00 a.m. – 5:00 p.m.; Friday, April 28, 2000, 9:00 a.m. – 12:00 p.m.

PLACE: Florida Department of Law Enforcement, Training Classroom B, 2331 Phillips Road, Tallahassee, FL 32302

PURPOSE: The Executive Planning Committee will be reviewing and discussing issues relating to the training and certification of criminal justice officers.

A copy of the April Executive Planning Committee meeting agenda can be obtained by calling Jay Preston, (850)410-8658, Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302-1489.

Any person requiring special accommodation at this meeting because of a disability or physical impairment, should contact Jay Preston, (850)410-8658, at least two (2) weeks prior to the meeting.

The Criminal Justice Professionalism Program announces the following meeting dates and times for the **Criminal Justice Standards and Training Commission** and Commission-related meetings: The Quarterly Criminal Justice Standards and Training Commission meeting, Training Center Directors' Committee and Plenary meetings, Probable Cause Determination Hearings, Commission Workshop and presentation of Officer Discipline Cases for final disposition. These meetings are held to discuss issues relating to standards, training, certification, de-certification, record management for law enforcement, correctional and correctional probation officers and issues concerning certification and recertification of Commission-certified criminal justice training schools. All parties are invited to attend.

DATES AND TIMES: Training Center Directors' Committee Meetings – Tuesday, May 9, 2000, 4:00 p.m.; Training Center Directors' Plenary Meeting – Wednesday, May 10, 2000, 8:30 a.m.; Probable Cause Determination Hearings – Wednesday, May 10, 2000, 8:30 a.m.; Commission Workshop – Wednesday, May 10, 2000, 2:00 p.m.; Criminal Justice Standards and Training Commission meeting business agenda – Thursday, May 11, 2000, 8:30 a.m. – 1:00 p.m.; Officer Discipline Case Proceedings – Thursday, May 11, 2000, 1:00 p.m. – Open; Officer Discipline Cases Proceedings – Friday, May 12, 2000, 8:30 a.m. – Open

PLACE: Sirata Beach Resort & Conference Center, 5300 Gulf Boulevard, St. Pete Beach, FL 33706, Telephone Number for Hotel Reservations (727)367-2771

PURPOSE: To discuss standards and training for criminal justice officers, certification and decertification of criminal justice officers, final agency action on officer discipline cases and certification and re-certification of Commission-certified criminal justice training schools. The Commission Workshop will include an Executive Planning Committee meeting and presentation of the new Defensive Tactics Curriculum.

COMMISSION MEETING AGENDAS: A copy of the May 2000 Commission Meeting agenda may be obtained by contacting Donna Hunt, (850)410-8615, and a copy of the Officer Discipline Agenda may be obtained by contacting Brenda Presnell, (850)410-8648. If you wish to write the Commission for a copy of the above agendas, please write to Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302, Attention: Donna Hunt or Brenda Presnell. If you wish to call or write for a copy of the Training Center Directors' Association agenda, please write or call Training Center Director Association Chairman Ed Mandt,

(954)475-6788, Broward Community College, Criminal Justice Institute, 3501 Southwest Davie Road, Fort Lauderdale, FL 33314.

SPECIAL ACCOMMODATIONS: Any person requiring a special accommodation at this meeting because of a disability or physical impairment, should contact Donna Hunt, (904)410-8615, at least two (2) weeks prior to the meeting.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 26, 2000, 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 two 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 a prehearing to be held in the following docket, to which all interested persons are invited.

Docket No. 991947-TP – Petition by BellSouth Telecommunications, Inc. for Section 252(b) arbitration seeking resolution of certain issues arising in negotiation of resale agreement with Florida Telephone Services, LLC.

DATE AND TIME: April 6, 2000, 9:30 a.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; and (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 continuation of a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 960545-WS – Investigation of utility rates of Aloha Utilities, Inc. in Pasco County.

DATE AND TIME: April 25, 2000, 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 investigation of utility rates of Aloha Utilities, Inc. in Pasco County and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on March 21, 2000. 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, FAC.

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. 991779-EI – Review of the appropriate application of incentives to wholesale power sales by investor-owned electric utilities.

DATE AND TIME: May 1, 2000, 1:30 p.m.

PLACE: Commission Hearing Room 148, 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; and (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).

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces the following meetings to which all persons are invited.

- MEETING: Finance Committee
- DATE AND TIME: April 27, 2000, 5:00 p.m.
- PURPOSE: To develop the budget for FY 2000-2001.
- MEETING: Executive Committee
- DATE AND TIME: April 27, 2000, 6:00 p.m.
- PURPOSE: To conduct the regular business of the Executive Committee.
- MEETING: Regional Planning Committee
- DATE AND TIME: April 27, 2000, 6:00 p.m.
- PURPOSE: To prepare an Evaluation and Appraisal Report for the North Central Florida Strategic Regional Policy Plan.
- MEETING: Clearinghouse Committee
- DATE AND TIME: April 27, 2000, 6:30 p.m.
- PURPOSE: To conduct the regular business of the Clearinghouse Committee.
- MEETING: Program Committee
- DATE AND TIME: April 27, 2000, 6:30 p.m.
- PURPOSE: To develop the Overall Program Design for the Council.
- MEETING: North Central Florida Regional Planning Council
- DATE AND TIME: April 27, 2000, 8:00 p.m.
- PURPOSE: To conduct the regular business of the North Central Florida Regional Planning Council.
- PLACE: Holiday Inn Restaurant, Lake City, Florida

Any person deciding to appeal any decision of the Council or its committees with respect to any matter considered at the meeting, may need to ensure that a verbatim record of the proceedings is made.

A copy of any of these agendas may be obtained by writing: NCFRPC, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653-1603.

Persons with disabilities who need assistance may contact us at (352)955-2200, at least two business days in advance to make appropriate arrangements.

The **Northeast Florida Regional Planning Council**, Local Emergency Preparedness Committee announces the following public meeting to which all persons are invited:

- DATE AND TIME: April 19, 2000, 10:00 a.m.
- PLACE: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL
- PURPOSE: Board Meeting.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL 32256.

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

Individuals needing materials in alternate format, sign language interpreter or other meeting information, call Ginny Montgomery, (904)363-6375, Ext. 146, at least three working days prior to the meeting. Hearing-impaired callers use Florida Relay Service, 1(800)955-8771.

Notice is also given that two or more members of Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes may attend and speak at the meeting.

The **Northeast Florida Regional Planning Council**, Comprehensive and Project Planning Committee announces the following public meetings to which all persons are invited:

- DATE AND TIME: April 27, 2000, 9:00 a.m.
- PLACE: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL
- PURPOSE: To discuss pending comprehensive and project planning items.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL 32256.

Notice is also given that two or more members of Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes may attend and speak at the meeting.

The **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

- DATE AND TIME: Monday, May 1, 2000, 10:30 a.m.
- PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021
- PURPOSE: Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Adopted Local Government Comprehensive Plan Amendment for Monroe County; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite #140, Hollywood, Florida 33021.

Anyone deciding to appeal any decision made by the board with respect to any matter considered at this meeting, will need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices, (954)985-4416 (Broward).

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152, Ext. 40 (TDD) if you require additional information regarding the above meeting. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

The **Apalachee Regional Planning Council** announces a public meeting to which all persons are invited. In addition to its regular business, the agenda will include the review of any Local Government Plan Amendment(s) received in a timely manner.

DATE AND TIME: April 27, 2000, 10:30 a.m. Eastern Time, 9:30 a.m. Central Time

PLACE: The Holiday Inn Select, 316 W. Tennessee Street, Tallahassee, Florida

PURPOSE: To hold the regular monthly meeting of the Apalachee Regional Planning Council's Board of Directors.

An agenda may be obtained by writing: Apalachee Regional Planning Council, 314 East Central Avenue, Blountstown, FL 32424 or calling (904)674-4571.

If special accommodations at the meeting are required because of a disability or impairment, please contact Council Offices, (850)674-4571 prior to the meeting.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such person will need a record of the proceedings. For such purpose, he/she will 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.

REGIONAL TRANSPORTATION AUTHORITIES

The **Central Florida Regional Transportation Authority** (LYNX) announces the following public meeting of the Governing Board of the Authority to which all persons are invited.

DATE AND TIME: April 27, 2000, 2:30 p.m.

PLACE: Metroplan Orlando, Board Room, Suite 355, 315 E. Robinson Street, Orlando, FL 32801

PURPOSE: Regularly Scheduled Board Meeting.

AGENDA/GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Call to Order.
2. Presentations, if any.
3. Approval of Minutes.
4. Consent Items.
5. Action Items.
6. Chairman's Report.
7. Executive Director's Report.
8. Other Business.

A copy of the detailed agenda may be obtained by contacting: Sandy Bazinet, Assistant Secretary, Central Florida Regional Transportation Authority, 445 W. Amelia Street, Suite 800, Orlando, Florida 32801, (407)841-2279.

Section 286.0105, Florida Statutes, states that if a person decides to appeal any decision made by a board, agency or commission with respect to any matter considered at a 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.

In accordance with the Americans With Disabilities Act of 1990, persons needing a special accommodation at this meeting because of a disability or physical impairment should contact Ron Jones, (407)841-2279, at least 48 hours before the meeting. If hearing impaired, contact the Authority, (407)423-0787 (TDD).

WATER MANAGEMENT DISTRICTS

The **Northwest Florida Water Management District** announces the following public meetings to which all persons are invited:

DATE AND TIME: April 27, 2000, 10:30 a.m. – 1:00 p.m. (EDT)

PURPOSE: District Administration, Budget and Finance Committee, Personnel Committee and Lands Committee meetings to discuss District issues.

DATE AND TIME: April 27, 2000, 1:00 p.m. (EDT)

PURPOSE: Governing Board meeting to consider District business.

DATE AND TIME: April 27, 2000, 1:15 p.m. (EDT)

PURPOSE: Public Hearing on consideration of Regulatory Matters.

DATE AND TIME: April 27, 2000, 1:30 p.m. (EDT)

PURPOSE: Public Hearing on Consideration of Land Acquisition Matters.

PLACE: District Headquarters, 10 miles West of Tallahassee on U.S. Highway 90, Tallahassee, FL

A copy of the agendas may be obtained by contacting: Carolyn Wise, NFWFMD, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999 (also available through the Internet at www.state.fl.us/nwfwmd).

If any person decides to appeal any decision with respect to any matter considered at the above-cited meetings, 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 or handicaps who need assistance or reasonable accommodation in order to participate in these meetings should contact Larry Wright at the District at least 72 hours in advance of these meetings to make appropriate arrangements.

The **St. Johns River Water Management District** announces the following Projects Committee Briefing and Tour:

Projects Committee Briefing/Boat Tour

DATE AND TIME: Friday, April 21, 2000, leaving from the Lakeside Inn at 8:30 a.m. (The Projects Committee and participating District Staff will also have dinner in the public dining room at the Lakeside Inn on Thursday evening, April 20, 2000, 7:00 p.m.)

PLACE: Lakeside Inn, 800 North, Alexander Street, Mt. Dora, Florida

PURPOSE: Briefing/tour for information only.

An itinerary may be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32178-1429 or by calling Sonia Kuecker, Administrative Support Coordinator, Department of Water Resources, (904)312-2330.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Mrs. Linda Lorenzen, (904)329-4262. If you are hearing or speech impaired, please contact the agency by calling (904)329-4450 (TDD).

The **St. Johns River Water Management District** announces the following Facilities/Planning/Construction Committee meeting:

DATE AND TIME: Thursday, April 27, 2000, 10:00 a.m.

PLACE: St. Johns River Water Management Orlando Service Center, 618 East South Street, Orlando, FL 32807

PURPOSE: To discuss project construction and contractual matters of the District.

A copy of the agenda can be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32178-1429 or by calling, Mrs. Sharon Whitener, Administrative Support Coordinator, Department of Operations and Land Resources, (904)329-4281.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Mrs. Linda Lorenzen, (904)329-4262. If you are hearing or speech impaired, please contact the agency by calling (904)329-4450 (TDD).

NOTE: If any person decides to appeal any decision with respect to any matter considered by the St. Johns River Water Management District's Governing Board, such person may need to ensure that a verbatim record of the meeting is made to include the testimony and evidence upon which appeal is to be based.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: April 25, 2000, 1:00 p.m. – 5:00 p.m.

PLACE: District Headquarters, B-1 Building Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: A meeting of the Lower East Coast Regional Water Supply Plan Advisory Committee to discuss the completion of the Lower East Coast Regional Water Supply Plan.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: John Mulliken, Lower East Coast Regional Water Supply Plan Project Manager, (561)682-6649.

The **South Florida Water Management District** announces the following public hearing to which all interested persons are invited to attend and participate:

DATE AND TIME: May 11, 2000, 8:30 a.m. or soon thereafter

PLACE: District Headquarters, B-1 Auditorium, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, Florida 33416

PURPOSE: Acquisition of certain lands described in the District's approved Save Our Rivers Land Acquisition and Management Plan, which lands are further described as follows:

Part of the Lake Okeechobee Water Retention and Phosphorous Removal Critical Restoration project comprised of one parcel referred to as SFWMD Tract No. C1-100-001 consisting of approximately 2,135.80 acres and lying in Sections 27, 28, 32, 33 and 34, Township 37 South, Range 36 East in Okeechobee County, Florida.

Part of the 8.5 Square Mile Area project comprised of two parcels referred to as SFWMD Tract Nos. GE-318-970 and GE-315-957 consisting of approximately 7.07 acres and lying in Sections 16 and 28, Township 55 South, Range 38 East in Miami-Dade County, Florida.

Part of the L-31N project comprised of two parcels referred to as SFWMD Tract Nos. B7-100-207 and B7-100-212 consisting of approximately 225.80 acres and lying in Section 19, Township 56 South, Range 38 East in Miami-Dade County, Florida.

Part of the East Coast Buffer Project comprised of seven parcels referred to as SFWMD Tract Nos. W9-302-959, W9-305-978, W9-308-170, W9-308-172, W9-308-182, W9-308-223 and W9-312-004 consisting of approximately 62.42 acres and lying in Sections 8, 10, 17 & 18 Townships 52, 53 & 54, South Range 39 East in Miami-Dade County, Florida.

Part of the East Coast Buffer Project comprised of two parcels referred to as SFWMD Tract Nos. W9-100-160 and W9-100-161 consisting of approximately 410.43 acres and lying in Section 13, Township 46 South Range 41 East in Palm Beach County, Florida.

Part of the Caloosahatchee Basin Storage Reservoir Project comprised of five parcels referred to as SFWMD Tract No. GX-100-001, GX-100-002, GX-100-003 and GX-100-004 consisting of approximately 9,020.98 acres and lying in Sections 1, 2, 3, 6, 10, 11, 12, 23 through 36, Townships 43 & 44 South, Range 28 East in Hendry County, Florida.

Part of the STA-1E project comprised of two parcels referred to as SFWMD Tract Nos. 49-102-136 and 49-102-138 consisting of approximately 820.64 acres and lying in Sections 3, 11 and 34, Townships 43 and 44 South, Range 28 and 40 East in Palm Beach County, Florida.

Part of the CREW project comprised of nine parcels referred to as SFWMD Tract Nos. 09-003-526, 09-005-058, 09-005-168, 09-005-266, 09-005-202, 09-005-240, 09-003-700, 09-003-714, and one TBA consisting of approximately 191+ acres and lying in Sections 24, 26, 32, 33, 34, 35, Township 47 South, Range 26 East in Lee County, Florida.

Part of the Model Lands project comprised of four parcels referred to as SFWMD Tract Nos. 45-200-077, 45-200-080, 45-200-078 and 45-200-079 consisting of approximately 28.15 acres and lying in Section 35, Township 57 South, Range 39 East in Miami-Dade County, Florida.

Part of the Paradise Run project comprised of 1 parcel referred to as SFWMD Tract No. KR 105-042 consisting of approximately 1,784 acres and lying in Section 7, 8, 13, 17 and 18, Township 38 South, Range 33 East, in Glades County, Florida.

Part of the Pal-Mar project comprised of 1 parcel referred to as SFWMD Tract No. 23-108-357 consisting of approximately .75 acres and lying in Section 10, Township 40 South, Range 40 East in Martin County, Florida.

Additional information concerning specific parcels or interests or a more specific legal description of the lands being considered for acquisition may be obtained by contacting Blair Littlejohn III, Interim Director, Real Estate, Engineering and Construction, South Florida Water Management District, at the above address, or by calling 1(800)432-2045, Ext. 6842 (toll free in Florida) or (561)682-6842.

Appeals from any South Florida Water Management District Board decision requires a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

A copy of the agenda for the meeting at which this hearing will occur by contacting: Darryl Bell, Governing Board Operations Director, 1(800)432-2045, Ext. 6206 (toll free in Florida) or (561)682-6206.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the District at least 48 hours before the hearing by contacting Tony Burns, District Clerk, 1(800)432-2045, Ext. 6206 (toll free in Florida) or (561)682-6206. If you are hearing or speech impaired, please contact the District by calling its TDD number at (561)697-2574.

The South Florida Water Management District announces a regular and special public workshop/meeting which may be conducted by means of or in conjunction with communications technology, specifically by telephonic conference to which all interested parties are invited:

DATE AND TIME: May 10, 2000, 9:00 a.m.

PLACE: Telephone Conference

PURPOSE: A. Regular Governing Board Workshop/Meeting to discuss and consider District business including regulatory and non-regulatory matters

B. Conduct meeting of the Human Resources Committee

C. Conduct meeting of the Audit Committee.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members. In the event of emergency conditions due to an imminent tropical storm or hurricane, this

meeting may be conducted by teleconference in order to take action on items listed on the Thursday, April 13, 2000, meeting agenda, including regulatory and non-regulatory items.

DATE AND TIME: To be determined

PLACE: To be determined

PURPOSE: Possible off-site dinner with Governing Board members after workshop/meeting. No discussion of the Governing Board's business or activities shall occur between or among Board members at this dinner site.

DATE AND TIME: May 11, 2000, 7:00 a.m.

PLACE: To be determined

PURPOSE: Breakfast workshop with Governing Board members and senior management.

DATE AND TIME: May 11, 2000, 8:30 a.m.

PLACE: District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: Regular Governing Board meeting for consideration of regulatory and non-regulatory matters, including public meetings. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680, or may be acquired via the SFWMD Web Site at <http://www.sfwmd.gov/agenda.html>.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: Darryl Bell, Governing Board Operations Director, 3301 Gun Club Road, West Palm Beach, Florida 33416-4680.

CLOSED DOOR SESSION – The South Florida Water Management District announces a closed door attorney-client meeting as follows:

DATE AND TIME: May 11, 2000, immediately following Governing Board Meeting, but not to begin before 2:00 p.m.

PLACE: Governing Board Chambers, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: Attorney-Client Session pursuant to Fla. Stat. Section 286.011(8) (1993) to discuss settlement negotiations or strategy related to litigation expenditures in Natural Resources

Defense Council, Inc. v. U.S. Army Corps of Engineers and South Florida Water Management District, et al., U.S. District Court, Southern District of Florida.

ATTENDEES: Governing Board members: M. Collins, M. Minton, M. Berger, V. Carter, G. Fernandez, P. Gleason, N. Gutierrez, Jr., H. Thornton, T. Williams; District Executive Director: F. Finch; District Attorneys: J. Fumero and R. Clements.

The subject matter shall be confined to pending litigation. At the conclusion of the session, the Governing Board meeting shall be re-opened. Pursuant to Florida law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. Transcript of the attorney-client session shall be made part of the public record upon conclusion of the litigation.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: Friday, May 12, 2000, 8:30 a.m. – 3:00 p.m.

PLACE: South Florida Water Management District Headquarters, B-1 Building, Storch Room, 3rd Floor, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: A meeting of the Technical Oversight Committee to discuss the following: 1) suggestions for improving the 2001 Everglades Consolidated Report; 2) report on water quality issues for 332D; 3) update from FDEP on support for additional Round Robins for TP analyses; and 4) concepts being considered for compliance monitoring of downstream effects associated with Everglades inputs.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680, Attention: Dr. Garth Redfield, Mail Code 6410.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact Dr. Garth Redfield, (561)682-6611, or by e-mail: gredfiel@sfwmd.gov.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: Thursday, May 25, 2000, 1:30 p.m.

PLACE: District Headquarters, B-1 Building, Storch Room, 3rd Floor, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: The Agricultural Advisory Committee will hold its regular meeting to discuss agricultural issues and advise the District's Governing Board of its position on them.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact Woodie VanVoorhees, (561)682-6332.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs** announces a public meeting to which all persons are invited:

Alzheimer's Disease Advisory Committee

DATE AND TIME: Thursday, May 11, 2000, 12:00 Noon

PLACE: Orlando Regional Medical Center, Thorsen Building, 65 West Sturtevant Street, Orlando, FL

PURPOSE: Alzheimer's Issues.

A copy of the agenda may be attained by contacting: John Sheridan, (850)414-2180.

DEPARTMENT OF MANAGEMENT SERVICES

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.

DATE AND TIME: April 25, 2000, 10:00 a.m.

PLACE: Department of Management Services, 4050 Esplanade Way, Room 315 L, Tallahassee, FL

PURPOSE: Fair Market Price Determination and assignment of the following service contracts and products to qualified agencies for persons with disabilities through the provisions of Section 413.035, Florida Statutes: City of Tampa, Parking Meter Assembly Services Contract; Department of State, Division of Historical Resources, Knott House Museum, Janitorial Services Contract; Department of Transportation, Sarasota & Manatee Counties Litter Removal Contract; St. Johns River Water Management District, Palm Bay District Facility Janitorial Services Contract; and various file folders. Price adjustments of various service contracts and products, and other matters related to the business of the Commission are also on the agenda.

Written public comments relative to the above items are invited. 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.

SPECIAL ACCOMMODATION: 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 **Department of Business and Professional Regulation** announces the following conference call of the **Division of Hotels and Restaurants'** Advisory Council which the public is invited to attend.

The conference call will be conducted at the date, time and phone number listed below:

DATE AND TIME: Monday, May 1, 2000, 1:00 p.m. – 2:00 p.m.

PLACE: Telephone Number (850)921-2470, Suncom 291-2470

PURPOSE: Legislative Update and School-To-Career Grants.

If you need additional information, please contact: Ms. Delores Koonce, Administrative Assistant, Office of the Director, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 North Monroe Street, Northwood Centre, Tallahassee, Florida 32399-1011, or call 1(800)749-6368 or (850)488-1133.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Ms. Delores Koonce, 1(800)749-6368 or (850)488-1133, at least five calendar days prior to the meeting.

The **Pilotage Rate Review Board** announces the following public hearing pursuant to Rule 61E13-2.007(5) to which all persons are invited.

DATE AND TIME: May 4, 2000, 1:00 p.m. C.S.T.

PLACE: Port of Panama City, 5321 West Highway 98, Panama City, Florida

PURPOSE: Site visit to the Port of Panama City (No Board business will be transacted.)

DATE AND TIME: May 5, 2000, 9:00 a.m. C.S.T.

PLACE: Marriott's Bay Point, 4200 Marriott Drive, Panama City, Florida 32408, (850)236-6000

PURPOSE: Rate Hearing for the Port of Panama City.

A copy of the application and the report of investigation thereon may be obtained by writing: Pilotage Rate Review Board, 1940 North Monroe Street, Tallahassee, FL 32399-0773 and paying the appropriate costs.

All interested parties may file an answer, an additional or alternative application or any other applicable pleading or response, including all documentation in support thereof within 30 days of this publication.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the board office, (850)488-0698, at least five calendar days prior to the meeting. 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 Florida **Board of Funeral Directors and Embalmers** announces the following meeting to be held by telephone conference call to which all parties are invited to attend.

DATE AND TIME: April 25, 2000, 2:00 p.m.

ACCESS PHONE NUMBER: (850)488-5778, Suncom 278-5778

PURPOSE: General Board and Business Meeting.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Funeral Directors and Embalmers, 1940 N. Monroe St., Tallahassee, Florida 32399.

If a 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 a record of the proceedings and for such purpose he/she 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.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office, (850)488-8690, at least five calendar days prior to the meeting. 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 Business and Professional Regulation, Board of Professional Geologists** announces a General Business meeting. All interested parties are invited to attend at the address listed below.

DATES AND TIMES: May 8, 2000, 1:00 p.m.; May 9, 2000, 9:00 a.m.

PLACE: Holiday Inn Select, 316 West Tennessee Street, Tallahassee, Florida 32301

PURPOSE: Board Business.

A copy of the agenda may be obtained by writing: Sherry Landrum, Executive Director, Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, FL 32399-0764, or by calling (850)488-1470.

Persons requiring special accommodations to participate in this meeting due to disability or physical impairment should contact Sherry Landrum by Monday May 1, 2000. Those who are hearing or speech impaired may contact the agency by using TDD equipment and calling the Florida Telephone Relay System at 1(800)955-8771.

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

The **Department of Business and Professional Regulation, Board of Professional Surveyors and Mappers** announces a Probation Committee, Continuing Education Committee, Application Review Committee and a General Business Meeting. All interested parties are invited to attend at the address listed below.

DATES AND TIMES: May 17, 2000, 11:00 a.m., Application Review Committee Meeting followed by a Continuing Education Committee meeting; May 18, 2000, 9:00 a.m., Probation Committee Meeting followed by a General Business Meeting; May 19, 2000, 9:00 a.m., General Business Meeting if necessary.

PLACE: Sheraton Suites, 2001 South Roosevelt Boulevard, Key West, Florida 33040

PURPOSE: To conduct Board business.

A copy of the agenda may be obtained by writing: Sherry Landrum, Executive Director, Department of Business and Professional Regulation, Board of Professional Surveyors and Mappers, 1940 North Monroe Street, Tallahassee, FL 32399-0756 or by calling (850)413-7480.

Persons decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sherry Landrum by Thursday, May 11, 2000.

NOTICE OF CHANGE – The Probable Cause Panel of the **Florida Real Estate Commission** will meet on:

TIME AND DATE: April 18, 2000, 3:00 p.m., or the soonest thereafter. Portions of the probable cause proceedings are not open to the public.

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, 400 West Robinson Street, Orlando, Florida
 Any person who desires a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)245-0800, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Division using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a public meeting to which all interested persons are invited to discuss policy issues related to the Total Maximum Daily Load (TMDL) Program.

DATE AND TIME: Friday, April 21, 2000, 9:00 a.m.

PLACE: Doyle Conner Auditorium, 1911 S. W. 34th Street, Gainesville, Florida 32608

PURPOSE: To discuss policy-related issues of the State's TMDL Program, including issues related to the development of the methodology to identify impaired waters for inclusion on the state's 303(d) list and related to the allocation of TMDLs to point and nonpoint sources.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Personnel Specialist, Bureau of Personnel, (850)488-2996. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

A copy of the agenda for the meeting may be obtained by writing: Mr. Jan Mandrup-Poulsen, Department of Environmental Protection, 2600 Blair Stone Road, Water Quality Assessment Section, MS 3555, Tallahassee, Florida 32399-2400 or by calling him at (850)921-9488.

The **Department of Environmental Protection**, Division of Air Resource Management announces a public workshop to which all persons are invited.

DATE AND TIME: April 26, 2000, 1:30 p.m.

PLACE: Hillsborough County EPC, 2nd Floor Conference Room, 1410 North 21st Street, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: In amendments that became effective on March 13, 1996, certain existing provisions of Rule 62-210.400, FAC., were moved into Rule 62-212.600, FAC. An unintended consequence of that rulemaking was to change the intended meaning of some of those existing provisions. The Department is proposing amendments to Rule 62-212.600, FAC., that would have the effect of restoring the original intent of the aforementioned existing provisions, as they were adopted by Florida's

Environmental Regulation Commission on February 27, 1985. These proposed amendments will be discussed at the workshop.

A copy of the workshop agenda may be obtained by writing: Ms. Sandy Ladner, Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, Mail Station 5500, Tallahassee, Florida 32399-2400 or by calling (850)921-9590.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting the Personnel Services Specialist, (850)488-2996. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

DEPARTMENT OF HEALTH

The **Department of Health**, Community Environmental Health Advisory Board announces a meeting to which all persons are invited.

DATE AND TIME: April 27, 2000, 8:30 a.m. – 3:00 p.m. EST

PLACE: Pahokee Middle-Senior High School, 900 Larrimore Road, Pahokee, FL 33476

PURPOSE: To conduct general business of the board.

A copy of the agenda may be obtained by writing: Ric Mathis, Department of Health, Bureau of Facility Programs, 2020 Capital Circle, S. E., BIN #A08, Tallahassee, FL 32399-1710, or by calling (850)487-0004.

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 5 days before the workshop/hearing/meeting by contacting the board office, (850)487-0004. 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 council with respect to any matter considered at the above-cited meeting, 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.

The **Board of Massage Therapy** announces a meeting to which all interested persons are invited to attend.

DATE AND TIME: Wednesday, April 26, 2000, 6:00 p.m. or soon thereafter

PLACE: The Embassy Suites, Tampa Airport Westshore, 555 North Westshore Blvd., Tampa, FL 33609, (813)875-1555

PURPOSE: A public meeting of the Probable Cause Panel for reconsiderations. Agenda available on request.

A copy of the agenda may be obtained by writing: Board of Massage Therapy, 2020 Capital Circle, S. E., Bin #C09, Tallahassee, Florida 32399-3259.

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Board of Massage Therapy, (850)488-0595, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Please note, that if a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings, and 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.

The **Board of Massage Therapy** announces a meeting to which all interested persons are invited to attend.

DATES AND TIME: Thursday, April 27, 2000, 9:00 a.m. or soon thereafter; Friday, April 28, 2000, 9:00 a.m., if necessary

PLACE: The Embassy Suites, Tampa Airport Westshore, 555 North Westshore Blvd., Tampa, FL 33609, (813)875-1555

PURPOSE: Regular Board Business and Disciplinary Matters.

A copy of the agenda may be obtained by writing: Board of Massage Therapy, 2020 Capital Circle, S. E., Bin #C09, Tallahassee, Florida 32399-3259.

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Board of Massage Therapy, (850)488-0595, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Please note, that if a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings, and 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.

The **Board of Massage Therapy** announces a Rules Workshop to which all interested persons are invited to attend.

DATE AND TIME: Saturday, April 29, 2000, 10:00 a.m. – 2:00 p.m.

PLACE: The Embassy Suites, Tampa Airport Westshore, 555 North Westshore Blvd., Tampa, FL 33609, (813)875-1555

PURPOSE: Rules Workshop on Rule 64B7-32.003, FAC.

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Board of Massage Therapy, (850)488-0595, at least five (5) calendar days prior to the meeting.

If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Board of Massage Therapy, 2020 Capital Circle, S. E., Bin #C09, Tallahassee, Florida 32399-3259.

Please note, that if a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings, and 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.

The Florida **Board of Medicine**, Probable Cause Panel (South), announces a Meeting.

DATE AND TIME: Friday, April 21, 2000, 2:00 p.m.

PLACE: Orlando Airport, Doubletree Suites, 7550 Augusta National Drive, Orlando, Florida 32822, (407)240-5555

PURPOSE: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

The meet me number may be obtained by contacting: Pamela King, Regulatory Supervisor, Board of Medicine, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253, (850)488-3600.

A copy of the agenda may be obtained by writing: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, P. O. Box 14229, Tallahassee, Florida 32317-4229.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Medical Litigation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Medical Litigation Section may be contacted at P. O. Box 14229, Tallahassee, Florida 322317-4229, Telephone (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The **Department of Health, Board of Physical Therapy Practice**, Probable Cause Panel announces a conference call to which all persons are invited:

DATE AND TIME: April 25, 2000, 2:00 p.m., or soon thereafter

PLACE: The meet me number may be obtained by contacting: Betsey Hines, Regulatory Supervisor, Medical Therapies/Psychology, 2020 Capital Circle, S. E., BIN #C05, Tallahassee, FL 32399-3255, (850)487-9834

PURPOSE: Reconsideration of cases previously heard by the Probable Cause Panel. Following the public portion of the meeting, the doors will be closed to the public.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 2020 Capital Circle, S. E., BIN #C05, Tallahassee, Florida 32399-3255, or by calling the board office, (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.

The **Department of Health, Children's Medical Services** announces a meeting of the Genetics and Infant Screening Advisory Council.

DATE AND TIME: Tuesday, April 25, 2000, 10:00 a.m.

PLACE: Capital Circle Office Center, 4025 Esplanade Way, Room 301, Tallahassee, FL

PURPOSE: The semi-annual meeting of the council pursuant to the requirement of Section 383.14, Florida Statutes. The council will conduct a general business meeting.

The **Department of Health**, Bureau of Emergency Medical Services announces a public meeting to which all persons are invited.

DATES AND TIME: May 1-4, 2000, 8:30 a.m., each day and ending at varied times, depending upon the pace of business accomplished. An additional day may be announced on May 4, for May 5, if necessary. Specific information on the schedule will be presented each day during the meeting.

PLACE: Embassy Suites Hotel, 5835 T. G. Lee Boulevard, Orlando, FL 32822. The hotel telephone number is: (407)888-9339 and the reservation number is 1(800)EMBASSY.

PURPOSE: To assess Emergency Medical Service grant applications submitted to the Department of Health, Bureau of Emergency Medical Services to determine which applications should be recommended for funding. The applications assessed will be those which have been received this year, January 7 through March 9, 2000, 5:00 p.m., EST, and which meet the state mandatory criteria. An agenda will be available by April 14, 2000, and can be obtained by writing: Alan Van Lewen, Department of Health, Bureau of Emergency Medical Services, 2020 Capital Circle, S. E., Bin #C18, Tallahassee,

Florida 32399-1738. You may also request the agenda by calling Mr. Van Lewen or Ms. Holly Pelt: (850)245-4440, Extensions 2734 or 2739.

Special Accommodations: Any person who requires special accommodations at these meetings because of a disability or physical impairment must contact this agency at least 48 hours prior to the date of attendance by contacting Ms. Pelt or Mr. Van Lewen at the above address and telephone number. If you are hearing or speech impaired, you may use the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Purchase Order Number X00699

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Statewide Health and Human Services Board** (SHHSB) will hold a conference call on:

DATE AND TIME: Friday, April 21, 2000, 1:00 p.m. – 3:00 p.m.

PLACE: The meet me phone number is (850)410-0966 or Suncom 210-0966.

In accordance with the Americans with Disabilities Act, persons needing an accommodation to participate in the conference call should contact Diann Lowery prior to the call at the Department of Children and Family Services, 1317 Winewood Boulevard, Building 1, Room 201D, Tallahassee, FL 32399-0700, Telephone (850)488-4306, or Suncom 278-4306 or call via The Florida Relay Services, 1(800)955-8771 (TDD).

The **Department of Children and Family Services**, District 12 Health and Human Services Board Funding and Volunteer Opportunities Action Group announces a public meeting to which all persons are invited.

DATE AND TIME: April 25, 2000, 10:30 a.m.

PLACE: Daytona Beach Service Center, 210 N. Palmetto Avenue, Conference Room 440, 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 Human Rights Advocacy Committee announces a public meeting to which all persons are invited.

DATE AND TIME: April 26, 2000, 10:30 a.m.

PLACE: ACT Corporation, 1220 Willis Ave., 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.: Rafael Bello).

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Rafael Bello, (904)238-3711, 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 announces the Volunteer Recognition Ceremony at which members of the board may be present.

DATE AND TIME: April 29, 2000, 12:00 p.m.

PLACE: Sunrise Park, 1135 Riverside Drive, Holly Hill, Florida

PURPOSE: To celebrate volunteers of the department.

The **Department of Children and Family Services**, District 5, Health and Human Services Board announces the following public meetings to which all persons are invited:

Health and Human Services Board

DATE AND TIME: May 3, 2000, 9:30 a.m.

PLACE: Mary Grizzle State Office Building, Room 418D, 11351 Ulmerton Road, Largo, FL

PURPOSE: Regular board meeting for general business.

The Health and Human Services Board standing committees will meet as follows:

Planning, Budget and Evaluation Committee

DATE AND TIME: May 3, 2000, immediately following the board meeting

PLACE: Mary Grizzle State Office Building, Room 418D, 11351 Ulmerton Road, Largo, FL

PURPOSE: Regular committee meeting for general business.

Legislative Committee

DATE AND TIME: May 19, 2000, 10:00 a.m.

PLACE: Mary Grizzle State Office Building, Room 418D, 11351 Ulmerton Road, Largo, FL

PURPOSE: Regular committee meeting for general business.

Comprehensive Services for Adults and Children Committee

DATE AND TIME: May 8, 2000, 3:00 p.m.

PLACE: Emmanuel Community Baptist Church, 1150 C.R. 1, Palm Harbor, FL

PURPOSE: Regular committee meeting for general business.

Family Support Committee

DATE AND TIME: May 17, 2000, 9:00 a.m.

PLACE: Mary Grizzle State Office Building, Room 418D, 11351 Ulmerton Road, Largo, FL

PURPOSE: Regular committee meeting for general business. Family Care Council

DATE AND TIME: May 22, 2000, 7:00 p.m.

PLACE: Countryside Library, 2741 Route 580, Clearwater, FL

PURPOSE: Regular meeting for general business.

Community-Based Care Pasco Task Force

DATE AND TIME: May 10, 2000, 2:30 p.m.

PLACE: Counsel Square II, Conference Room 150, 7601 Little Road, New Port Richey, FL

Community-Based Care Pinellas Task Force

DATE AND TIME: May 24, 2000, 9:00 a.m.

PLACE: Mary Grizzle State Office Building, Room 418D, 11351 Ulmerton Road, Largo, FL

PURPOSE: To discuss implementation of community-based care in District 5.

Agendas can be obtained seven days in advance of each meeting at: Mary Grizzle State Office Building, Suite 414, 11351 Ulmerton Road, Largo, FL.

Persons needing accommodation to participate in these meetings should call at least 3 days in advance of the meeting at (727)588-7071 or TDD (727)588-6662 to arrange accommodations.

NAVIGATION DISTRICTS

The Board of Commissioners of the **Florida Inland Navigation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, April 22, 2000, 8:30 a.m.

PLACE: The FAA Center for Management Development, 4500 Palm Coast Parkway, S. E., Palm Coast, Flagler County, Florida

PURPOSE: A meeting of the Board of Commissioners to conduct the regular business of the District. Additionally, the District's Property Acquisition and Management, Personnel and Manatee Sign Committees will meet.

Please contact the District office, 1314 Marcinski Road, Jupiter, FL 33477, Telephone (561)627-3386 for more information.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need a record of the proceeding and for such purposes, they may need to ensure that a verbatim record of the proceeding is made, which record includes the 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 District prior to the meeting.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

NOTICE OF CANCELLATION – The **Florida Automobile Joint Underwriting Association** has canceled the April 26, 2000, meeting of the Investment Committee.

Additional information may be obtained from: Lisa Blackwell Stoutamire, FAJUA, 1113 East Tennessee St., Suite 401, Tallahassee, FL 32308, (850)681-2003.

NORTHEAST FLORIDA CRIMINAL JUSTICE TRAINING AND EDUCATION CENTER

The **Region V Training Council** will hold its Bi-Annual Advisory Meeting:

DATE AND TIME: April 26, 2000, 2:00 p.m.

PLACE: Conference Room Building P, Police Academy, 4501 Capper Road, Jacksonville, FL

For an advance copy of the agenda contact: Frank Heinze, Northeast Florida Criminal Justice Training and Education Center, (904)713-4900, Fax (904)713-4828.

CRIMINAL JUSTICE INSTITUTE

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, May 2, 2000, 10:00 a.m.

PLACE: Palm Beach Community College, Criminal Justice Room 101, 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, Palm Beach Community College, 4200 Congress Avenue, Lake Worth, FL 33461, Telephone number (561)439-8145.

FLORIDA WORKERS COMPENSATION APPEALS BOARD

The **Florida Workers Compensation Appeals Board** announces a meeting to which all persons are invited.

DATE AND TIME: May 3, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: Hyatt Regency Orlando International Airport, 9300 Airport Blvd., Orlando, Florida 32827, Telephone (407)825-1234

PURPOSE: To provide a mechanism by which aggrieved parties may obtain a review of the application of the rules of the workers compensation system to their individual workers compensation policies.

Contact: Jackie Williamson, National Council on Compensation Insurance, Inc., 750 Park of Commerce Drive, Boca Raton, Florida 33487, Telephone (561)997-4645.

FLORIDA LOCAL GOVERNMENT INVESTMENT TRUST

The Board of Trustees for the **Florida Local Government Investment Trust** announce a public meeting to which all persons are invited.

DATE AND TIME: May 5, 2000, 10:30 a.m.

PLACE: Nabors, Giblin & Nickerson, P. A., 2502 Rockypoint Dr., Suite 1060, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Administrative Operations.

A copy of the agenda may be obtained by contacting the Trust's Administrator, FACC Service Corporation, (850)921-0808.

**Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements**

DEPARTMENT OF CORRECTIONS

NOTICE IS HEREBY GIVEN that the Department of Corrections has issued a response to a Motion to Intervene and Notice of Appeal from Kenneth West with regard to a Petition for Rulemaking from Carl Mullings. The Department denied Inmate West's Motion to Intervene in the appeal of Petitioner Mullings' request for rule changes relating to the composition of disciplinary teams and the procedures involved in investigation of disciplinary reports.

A copy of the Order may be obtained from: Giselle Lysten Rivera, 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 received a Petition to Initiate Rulemaking on March 22, 2000 from Douglas Jackson. Petitioner is a prisoner seeking amendment of Chapter 33-103, Florida Administrative Code rules relating to close management to allow for full disciplinary hearing procedures.

A copy of the Petition may be obtained by writing: Giselle Lysten Rivera, 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, received a Petition to Initiate Rulemaking on March 22, 2000 from Douglas Jackson. Petitioner is a prisoner seeking amendment of Chapter 33-301,

Florida Administrative Code, asserting that rules pertaining to inmate discipline and close management overlap and are redundant.

A copy of the Petition may be obtained by writing: Giselle Lylen Rivera, 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, received a Petition to Initiate Rulemaking on March 30, 2000 from Mark Osterback. Petitioner is a prisoner seeking amendment of 33-601.706(1), Florida Administrative Code with regard to the number of approved visitors.

A copy of the Petition may be obtained by writing: Giselle Lylen Rivera, 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, received a Petition to Initiate Rulemaking on March 30, 2000 from Mark Osterback. Petitioner is a prisoner seeking amendment of Rules 33-601.301 through 33-601.314 to adopt the procedural comment of the staff manual "Inmate Discipline Procedural Manual".

A copy of the Petition may be obtained by writing: Giselle Lylen Rivera, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that the Board of Psychology issued a declaratory statement on March 3, 2000, in response to the Petition for Declaratory Statement received from Ronald L. Rosenthal, Ph.D. on February 11, 2000. The Final Order was given the number DOH-00-0561-DS-MQA.

Petitioner requested a declaratory statement from the Board regarding biofeedback therapy as it applies to the petitioner, a Florida licensed psychologist. The Board determined that pursuant to section 490.003(4), F.S. Petitioner may perform all forms of biofeedback therapy without restrictions.

A copy of the Petition and Order may be obtained by writing: Kaye Howerton, Board of Psychology, Department of Health, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255.

NOTICE IS HEREBY GIVEN that the Board of Psychology issued a declaratory statement on March 3, 2000, in response to the Petition for Declaratory Statement received from Robert S. Klein on January 28, 2000. The Final Order was given the number DOH-00-0562-DS-MQA.

Petitioner requested a declaratory statement from the Board regarding his right to continue to provide evaluative and possible treatment services to a minor child who primarily resides with the parent who consents to the services. The Board determined that, under the non-emergency circumstances described, Rule 64B19-18.005 does not authorized the Petitioner to continue to provide services to the minor child. Once Petitioner becomes aware that a conflict has arisen between the parents who share parental responsibility, he should seek and defer to a determination by the applicable Court in this regard.

A copy of the Petition and Order may be obtained by writing: Kaye Howerton, Board of Psychology, Department of Health, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255.

**Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

Florida Home Builders Association vs. Florida Building Commission; Rule No.: 9B-3.047; Case No.: 00-1252RP

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

INVITATION TO BID

The School Board of Broward County, Florida
Competitive sealed bids will be received by the Purchasing
Department until the date and time shown for the following:
BID NUMBER: 21-018B
BID TITLE: COMPACTOR BAGS FOR CAFETERIAS
DUE DATE AND TIME: April 27, 2000 on or before 2:00
p.m.
LOCATION OF BID OPENING: Purchasing Department,
7720 W. Oakland Park, Suite 323, Sunrise, Florida
33351-6704
CONTRACT TERM: August 1, 2000 through December 31,
2000
ESTIMATED DOLLAR VALUE OF THE BID: \$150,000
CONTACT PERSON: Charles V. High, C.P.M., A.P.P.
TELEPHONE NUMBER: (954)765-6107
FAX NUMBER: (954)768-8911
E-MAIL: chigh@purchasing.broward.k12.fl.us
WEBSITE: <http://www.browardschools.com>
DEPARTMENT: Purchasing

INVITATION TO BID

The School Board of Broward County, Florida
Competitive sealed bids will be received by the Purchasing
Department until the date and time shown for the following:
BID NUMBER: 20-218B
BID TITLE: Serving Line Equipment for Cafeterias
DUE DATE AND TIME: May 2, 2000 on or before 2:00 p.m.
LOCATION OF BID OPENING: Purchasing Department,
7720 W. Oakland Park, Suite 323, Sunrise, Florida
33351-6704
CONTRACT TERM: Date of Award through June 30, 2002
ESTIMATED DOLLAR VALUE OF THE BID: \$100,000
CONTACT PERSON: Charles V. High, C.P.M., A.P.P.
TELEPHONE NUMBER: (954)765-6107
FAX NUMBER: (954)768-8911
E-MAIL: chigh@purchasing.browardk12.fl.us
WEBSITE: <http://www.browardschools.com>
DEPARTMENT: Purchasing

Notice to Bidders

The School District of Lee County, Florida
Purchasing Department

QUOTATION REQUEST FOR:

SNACK PRODUCTS FOR FOOD AND
NUTRITION SERVICES

BID NO.: 5851 OPENING DATE: May 9, 2000
Request a bid package by:
Phone: (941)479-4250, Fax: (941)337-8200, In Person or Mail:
3308 Canal Street, Fort Myers, Florida 33916-6594
Requests must be received by April 25, 2000, 2:00 p.m.
Complete bid package available only upon request.
By: Linda Owen, Senior Buyer

REQUEST FOR SEALED BIDS

**CLAY COUNTY DISTRICT SCHOOLS
SCHOOL FOOD SERVICE DEPARTMENT**

900 Walnut Street

Green Cove Springs, FL 32043

Bid SFS 2-00: Equipment – Thunderbolt/Needs Assessments
Bid is for cafeteria/kitchen equipment. All equipment to be
installed by owner. Bid opening is 2:00 p.m., April 14, 2000
Bid SFS 3-00: Computer Equipment
Bid is for IBM or compatible computer components for three
district school cafeterias. All computers will be attached to an
Ethernet network. A minimum of a three (3) year warranty
with next business day on-site service is required. All
equipment to be installed by owner. Bid opening is at 1:15
p.m., April 14, 2000.
For additional information and copy of bid documents, contact
Annette Z. Stafford, Director of School Food Service at above
address or telephone (904)284-6521.

REGIONAL PLANNING COUNCILS

REQUEST FOR PROPOSALS

The Apalachee Regional Planning Council is accepting
separate proposals from qualified agencies or firms to
coordinate transportation services for the transportation
disadvantaged in Franklin, Jackson and Jefferson Counties in
Florida. The selected contractor(s) will be recommended as the
designated Community Transportation Coordinators to the
Florida Commission for the Transportation Disadvantaged. If
approved by the Commission, the selected contractor(s) will
provide or arrange transportation for the Transportation
Disadvantaged System as authorized by Chapter 427, Florida
Statutes, and more fully described in Rule 41-2, Florida
Administrative Code.

The Complete Request for Proposal may be obtained from the
Apalachee Regional Planning Council, 314 East Central
Avenue, Blountstown, Florida 32424.

Proposals must be received by Friday June 9, 2000, 12:00 p.m. Central Time/1:00 p.m. Eastern Time, at the office of the Apalachee Regional Planning Council.

METROPOLITAN PLANNING ORGANIZATIONS

REQUEST FOR LETTERS OF INTEREST AND QUALIFICATIONS

The Fort Walton Beach Metropolitan Planning Organization, and its advisor, the Walton County Transportation Disadvantaged Coordinating Board, in DeFuniak Springs, Florida, is seeking letters of interest from qualified firms interested in coordinating transportation services in Walton County. The Community Transportation Coordinator is defined by Chapter 427, Florida State Statutes, as "a transportation entity recommended by a metropolitan planning organization, or the appropriate designated official planning agency as provided for in ss. 427.011-427.017 in an area outside the purview of a metropolitan planning organization, to ensure that coordinated transportation services are provided to the transportation disadvantaged population in a designed service area" In FY 98/99 there were 67,383 trips coordinated in Walton County. Interested parties should contact Mr. Chip Chism of the West Florida Regional Planning Council at 1(800)226-8914 for copies of applicable rules and laws and the schedule and requirements for submittal of letter and qualifications.

WATER MANAGEMENT DISTRICTS

**INVITATION TO BID
2000/2001 LONGLEAF PINE TUBELING PURCHASE
(BID NUMBER 00B-007)**

The Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333, will receive sealed bids up to the 2:00 p.m. EDT opening time on April 26, 2000, for purchasing either 577,500 or 77,500 longleaf pine tubelings from a xeric longleaf pine sandhill upland or acceptable seed source habitat.

All bids must conform to the instructions in the Invitation to Bid. Interested prospective bidders may obtain a copy of the complete Invitation to Bid package at the above address or by calling (850)539-5999.

The bid opening is open to the public. Provisions will be made to accommodate the handicapped provided the District is given at least 72 hours advance notice.

All bids must comply with applicable Florida Statutes.

**INVITATION TO BID
FY 1999/2000 RATTLESNAKE ROAD
STABILIZATION PROJECT
(BID NUMBER 00B-008)**

The Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333, will receive sealed bids up to the 3:00 p.m. EDT opening time on April 26, 2000, to select one qualified vendor to supply and deliver approximately 2,750 cubic yards (truck measure) of suitable sand-clay base "embankment" material for road stabilization purposes in southern Washington County.

All bids must conform to the instructions in the Invitation to Bid. Interested prospective bidders may obtain a copy of the complete Invitation to Bid package at the above address or by calling (850)539-5999.

The bid opening is open to the public. Provisions will be made to accommodate the handicapped (if requested) provided the District is given at least 72 hours advance notice.

All bids must comply with applicable Florida Statutes.

**INVITATION TO BID
FY 1999/2000 RATTLESNAKE ROAD
LIMEROCK PROJECT
(BID NUMBER 00B-009)**

The Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333, will receive sealed bids up to the 3:30 p.m. EDT opening time on April 26, 2000, to select one qualified vendor to supply and deliver approximately 1,000 Tons of #9 Limerock for road improvement purposes in southern Washington County.

All bids must conform to the instructions in the Invitation to Bid. Interested prospective bidders may obtain a copy of the complete Invitation to Bid package at the above address or by calling (850)539-5999.

The bid opening is open to the public. Provisions will be made to accommodate the handicapped (if requested) provided the District is given at least 72 hours advance notice.

All bids must comply with applicable Florida Statutes.

**REQUEST FOR PROPOSALS ("RFP")
PROPERTY AND CASUALTY INSURANCE COVERAGE
RFP #00-001**

The Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333, will receive sealed proposals for Property and Casualty Insurance Coverage (to include property, liability, workers compensation, auto, inland marine and watercraft) until 2:00 p.m. EDT on May 15, 2000.

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.

No formal public opening of the response will be conducted.

All proposals must comply with applicable Florida Statutes.

NOTICE OF REQUEST FOR PROPOSALS

NO. 99/00-041 WR

The Suwannee River Water Management District (SRWMD) announces that professional services encompassing the disciplines of surface water levels, flow measurement (discharge) and data processing will be required. The project is to continue the ongoing secondary surface water monitoring network in the SRWMD. The monitoring network is comprised of stations funded by SRWMD. The projected contract is subject to funding availability.

The document outlines the scope of services and all general and specific conditions associated with that scope. All proposals submitted to perform the requested services must be prepared in accord with the RFP document.

Requests for RFP No. 99/00-041WR should be directed to:

Suzanne Richardson, Administrative Assistant
 Department of Water Resources
 Suwannee River Water Management District
 9225 County Road 49
 Live Oak, Florida 32060
 Phone: (904)362-1001 or 1(800)226-1066 (Florida only)
 E-mail: richardson_s@srwmd.state.fl.us

Proposals, submitted as responses to the RFP, will be due on July 7, 2000 by 4:00 p.m.

EXPRESSWAY AUTHORITIES

**NOTICE TO PROFESSIONAL APPRAISERS
 REQUEST FOR LETTERS OF INTEREST**

The Miami-Dade Expressway Authority (MDX) is seeking the services of two (2) qualified firms (the "Firm") to provide Appraisal and Review Appraisal Services in connection with the acquisition of right-of-way for MDX Project No. 836-005, construction of the SR 836 Extension from N. W. 137th Avenue to N. W. 107th Avenue, MDX Project No. 836-003 (Interconnector) from SR 836 to SR 112, (the "Project"), and other miscellaneous appraisal services from time to time as may be required by MDX in Miami-Dade County. Shortlist consideration will be given to only those firms or individuals who are qualified pursuant to law and who have experience in preparing appraisals conforming with the Uniform Standards of Professional Appraisal Practice, as promulgated by the Appraisal Standards Board of the Appraisal Foundation.

FEDERAL AND STATE DEBARMENT: By signing and submitting a Letter of Interest, the Firm certifies that no principal (which includes officers, directors, or executives) is presently suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any federal or state or local department or agency.

SYSTEM: The Miami-Dade Expressway System is comprised of State Road 112, State Road 836, State Road 874, State Road 878 and State Road 924.

WORK DESCRIPTION: The Firm will provide Appraisal and Review Appraisal Services in connection with the acquisition of right-of-way for MDX Project No. 836-005, construction of the SR 836 Extension from N. W. 137th Avenue to N. W. 107th Avenue, and MDX Project No. 836-003 (Interconnector) from SR 836 to SR 112, (the "Project"), and other miscellaneous appraisal services from time to time as may be required by MDX.

SELECTION PROCEDURE: Following an evaluation, a minimum of four (4) firms and/or individuals will be selected and asked to submit fee proposals on specific parcels and assignments will be issued following evaluation of the proposals.

Significant factors to be considered in the evaluation and selection are: State certification, staff support, discipline expertise and expert witness experience and qualifications, including results.

RESPONSE PROCEDURE: Qualified firms are encouraged to submit a Letter of Interest to MDX. One (1) original (unbound) and two (2) copies of the Letters of Interest MUST be received by the Miami-Dade Expressway Authority, 3790 N. W. 21 Street, Miami, Florida 33142, Attn.: Sam Gonzalez, P. E., Chief Engineer, by Monday, April 17, 2000 by 12:00 Noon, Eastern Time (the "Deadline Date").

After reviewing the documentation submitted, MDX will notify all firms in writing by, April 28, 2000, if they have been shortlisted and will mail one (1) copy of the Request For Technical Proposal to each shortlisted firm.

NOTE: In order to be shortlisted and invited to submit a proposal, a firm submitting a Letter of Interest must satisfy all of the following specific requirements/criteria.

SUBMITTAL OF LETTER OF INTEREST: The Letter of Interest shall be in writing, submitted on the letterhead of the Firm and shall not exceed three (3) pages in length exclusive of attachments. One original (unbound) and two (2) copies shall be submitted. The Letter of Interest MUST include at a minimum the information set out in the Criteria.

CRITERIA: The Letter of Interest shall contain the following information:

1. Project name.
2. Firm's name and address.
3. Documentation acceptable to MDX that the Firm involved in this professional service, as identified in Section 287.055, Florida Statutes, is prequalified by the Florida Department of Transportation Group 20.1, Appraisal; and Group 20.2, Appraisal Review;
4. Proposed responsible officer for the Firm.

5. Contact person, phone number, fax number and Internet Email address. The contact person shall be a single person who can be contacted to discuss contents or questions regarding references, listed projects or other matters contained in the Letter of Interest.
6. Proposed key personnel and their proposed roles (do not include resumes).
7. Sub-consultant(s) that may be used for the Project.
8. Indication as to whether the primary firm and/or sub-consultants are disadvantaged business enterprises (DBE).
9. An estimate of the Firm's current workload and available resources.
10. A list of similar projects completed NOT EARLIER THAN January 1, 1994, with references and phone numbers.

COMMUNICATION: Communications between any respondent and any member of MDX or its staff is strictly prohibited from the date of publication of the Request for Letter of Interest through the date of final MDX action with respect to the selection of the Firm. The only exception to this is any communication at a publicly noticed meeting of MDX or its Operations Committee. Any violation of the requirements set forth in this paragraph shall constitute grounds for immediate and permanent disqualification of the offending respondent.

DISADVANTAGED BUSINESS ENTERPRISES PROGRAM: MDX, in accordance with the provisions of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §200c et seq., the Florida Civil Rights Act of 1992, as amended, § 760.10 et. seq., Fla. Stat. (1996) and other federal and state discrimination statutes, prohibits discrimination on the basis of race, color, sex, age, national origin, religion and disability or handicap. MDX notifies all bidders and individuals that it requires and encourages equal employment opportunities for minorities and women as employees in the work force.

MDX encourages small, minority and woman owned business to have full opportunity to submit bids in response to Solicitation Documents issued by MDX and bidders will not be discriminated against on the basis of sex, race, color, national origin, religion or disability or other protected status. The overall goal of MDX is to obtain an M/WMBE participation of twenty-five percent (25%) for the aggregate of its projects.

MDX RESERVES THE RIGHT TO REJECT ANY OR ALL LETTERS OF INTEREST RECEIVED.

DEPARTMENT OF ELDER AFFAIRS

REQUEST FOR INFORMATION

Statement of Purpose:

To provide on site cultural diversity and cultural training to the staff (171) of the Florida Dept. of Elder Affairs in the Tallahassee headquarters office. Attention is to be given to communication styles and multiethnic relations.

Contact Person:

Lois Milne, Director, Division Self Care and Community Volunteer Initiatives, (850)414-2060, milnel@elderaffairs.org

Qualifications for Bidders:

Interested organizations/individuals should be able to demonstrate expertise in this content area as well as successful outcomes for programs they have conducted. Customer satisfaction and improvements to the workplace situations will need to be part of establishing the bidder as a qualified provider.

Contract Period:

This contract will be for interactive cultural diversity training for 171 staff and the training must be completed and the final report provided by Sept. 1, 2000.

Indication of Interest:

A letter of interest in bidding on this project should be received by the FL Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399 by May 1, 2000, Attn.: L. Milne

The letter should include an outline of such a program and an estimate of the cost.

Notes:

The agency does not intend to award a contract on the basis of this request for information or to otherwise pay for the information solicited. Receipt of "no response" by the deadline constitutes a not interested response.

DEPARTMENT OF MANAGEMENT SERVICES

REVISED PUBLIC ANNOUNCEMENT FOR CONSTRUCTION MANAGEMENT SERVICES

PROJECT NUMBER: CLL-99054000

PROJECT NAME: City of Lauderdale Lakes Vincent Torres Park

PROJECT LOCATION: City of Lauderdale Lakes, N. W. 44 Avenue and N. W. 36 Street

The Department of Management Services, Division of Building Construction, requests qualifications from civil contractors and or construction management firms to provide construction management services for this project. The construction budget for this project is up to \$1,200,000.00. Construction start date is August 2000.

Applicant must be a licensed civil contractor or general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application.

The selection will be made in accordance with Section 255.29(3), F.S. and the procedures and criteria of the Division of Building Construction.

INSTRUCTIONS

Firms interested in being considered for this project must submit six (6) copies of their application with a table of contents and tabbed sections in the following order:

1. A letter of interest detailing the firm’s qualifications to meet the above referenced selection criteria.
2. A current Experience Questionnaire and Contractor’s Financial Statement, Form DBC5085.
3. Resumes of proposed staff and staff organizations.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. A description of the applicant’s plan for qualifying City of Lauderdale Lakes subcontractors.
6. References from prior clients received within the last five years.

RESPONSE DUE DATE: May 9, 2000, 2:00 p.m.

Applications are to be sent to: Larry Roemer, State of Florida, Department of Management Services, 4508 Oak Fair Blvd., Suite 200, Tampa, FL 33610.

DATE AND LOCATION OF SHORTLIST: May 11, 2000, Department of Management Services, 4508 Oak Fair Blvd., Suite 200, Tampa, FL 33610.

DATE AND LOCATION FOR INTERVIEWS: May 18, 2000, City of Lauderdale Lakes, 4300 N. W. 36th Street, Lauderdale Lakes, FL 33319-5599.

Any changes to the above dates will be published on our web site, <http://fcn.state.fl.us/dms/dbc/opportun/index.html>

The selected firms will be given official notice of selection results by Fax and/or mail. Failure to file a protest within 72 hours (not including Saturday, Sunday, or a legal holiday) after receipt of notice shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. The selection results will also be published in the “Florida Administrative Weekly” and on our web site.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

**REQUEST FOR SOLICITATION OF QUALIFICATIONS
RFSOQ 02-99/00**

Sealed responses will be received by the Department of Environmental Protection (DEP), Alfred B. Maclay State Gardens, 3540 Thomasville Road, Tallahassee, Florida 32308, until the time and date shown below:

Proposal Due Date: 3:30 p.m., Tuesday, May 16, 2000

This Request for Solicitation of Qualifications (RFSOQ) is for licensed, in the State of Florida, general contractors and electricians to provide labor, material and equipment for park construction. This RFSOQ is open to contractors for construction services in but not limited to Monroe, Dade and Broward Counties. All responses to the Request for Solicitation of Qualifications are welcome. The RFSOQ is an effort to make an open and fair competition with questions that identify our needs.

Any person with a qualified disability shall not be denied equal access and effective communication regarding any solicitation documents or the attendance at any related meeting or solicitation response opening. If accommodations are needed because of a disability, please contact the Contracts Section, (850)488-3539.

Solicitation packages may be obtained at the above address by calling (850)488-3539.

Please specify the solicitation package by the DEP Solicitation Number provided above. Minority businesses are encouraged to participate. The Department reserves the right to reject any or all proposals.

DEPARTMENT OF HEALTH

INVITATION TO BID

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS BY THE DEPARTMENT OF HEALTH, HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

PROJECT NO.: DOH 98163100

SAMAS CODE: 64-30-1-00314-64200000-00-081108-98

PROJECT NAME AND LOCATION: Central Lab Complex Renovations Phase I, Jacksonville, Florida

FOR: State of Florida, Department of Health

PRE-QUALIFICATION: Each bidder whose field is governed by Chapter 399, 455, 489 and 633 of the Florida Statutes for licensure or certification must submit pre-qualification data of their eligibility to submit proposals five (5) calendar days prior to the bid opening date if not previously qualified by the Department of Management Services for the current biennium (July 1 through June 30) of odd numbered years. Call (850)488-6233 for information on pre-qualification with the Department of Management Services. After the bid opening, the low bidder must qualify in accordance with Rule 60D-5.004. A copy of rule requirements is included in the Instruction To Bidders under Article B-2 “Bidders Qualification Requirements and Procedures”.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services

to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor or consultant under a contract with any public entity and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

PROJECT DESCRIPTION: This project consists of construction of renovation of approximately 40,000 square feet of offices on four floors in the Porter Annex Building and a new 4000 square feet addition for secure records storage. Renovation work includes new ceiling, fire sprinkler system, fire pump, hvac system modifications, lighting and power distribution. New construction includes composite prestressed/cast-in-place concrete structure on spread footings, masonry exterior walls, modified bitumen roofing, interior finishes, new mechanical/electrical systems and a gaseous fire suppression system.

PERFORMANCE BOND AND LABOR MATERIAL PAYMENT BOND: If the construction contract award amount is more than \$100,000.00, a Performance and a Labor and Material Payment Bond SHALL be required.

Sealed bids will be received, publicity opened and read aloud on:

DATE AND TIME: Tuesday, May 16, 2000, until 2:00 p.m. local time

PLACE: Central Lab Complex, 1217 Pearl Street, Jacksonville, Florida 32202, Telephone (904)791-1562

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Addenda, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the following:

ARCHITECT-ENGINEER: Smith McCrary Architects, Inc., North Regency Executive Park, 9485 Regency Square Blvd., Suite 410, Jacksonville, Florida 32225, Attention: Thomas McCrary, AIA, Telephone (904)724-2216

PRE-BID MEETING: Contractors are advised that the Architect will conduct a Pre-Bid meeting on May 2, 2000, 10:00 a.m., local time at the Central Lab Complex, 1217 Pearl Street, Jacksonville, Florida 32202, during which time contractors may request clarification of Bid Document information.

DEPOSIT: \$150.00 per set of Drawings and Specifications is required with a limit of two (2) sets per General Contractor or Prime Bidder and one set per mechanical subcontractor and/or electrical subcontractor. The deposit shall only be returned to those General Contractors or Prime Bidders, mechanical subcontractors and/or electrical subcontractors, who, after having examined the Drawings and Specifications:

- a. Submit a request for pre-qualification and fail to qualify, or
- b. Submit a bid (in the case of mechanical and/or electrical subcontractor's submission of a bid to a prime bidder) and return the Drawings and Specifications in good condition within fifteen (15) days of the date of receipt of bids.

Full sets of drawings and specifications may be purchased by payment of the printing and handling cost at the rate of \$150.00 per set.

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at 4:00 p.m., local time, on May 16, 2000, at the location where the bids were opened. In the event that the Bid Tabulation and Notice of Award Recommendation cannot be posted in this manner, then all bidders will be notified by certified United States Mail, return receipt requested. If no protest is filed per Section B-21 of the Instructions To Bidders, "Notice and Protests Procedures", the contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5 by the Owner.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

ADVERTISEMENT FOR BIDS

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL, BUILDING AND/OR HVAC CONTRACTORS BY THE STATE OF FLORIDA, DEPARTMENT OF CHILDREN AND FAMILY SERVICES, HEREINAFTER REFERRED TO AS THE OWNER FOR THE REPLACEMENT AND MODIFICATION OF:

PROJECT NO.: 0987-Y

PROJECT NAME AND LOCATION: HVAC EQUIPMENT REPLACEMENT AND MODIFICATIONS AT BUILDING #1 TO INCLUDE REPLACING THE EXISTING TWO(2) CHILLED WATER/HOT WATER AIR HANDLING UNITS WITH FOUR (4) CHILLED WATER/HOT WATER AIR HANDLING UNITS WITH A TOTAL COOLING CAPACITY OF APPROXIMATELY 60 TONS AND TOTAL HEATING CAPACITY APPROXIMATELY 500 MBTU, REPLACE TWENTY-FOUR (24) DUAL TEMPERATURE DUCT VARIABLE AIR VOLUME BOXES AND MODIFY EXISTING HIGH PRESSURE/LOW PRESSURE DUCT WORK, TO INCLUDE REPLACING THE EXISTING TEMPERATURE CONTROLS AT NORTHEAST FLORIDA STATE HOSPITAL, MACCLENNY, FLORIDA.

FOR: THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES.

A MANDATORY PRE-BID MEETING WILL BE HELD FOR ALL INTERESTED BIDDERS ON APRIL 25, 2000, 10:00 A.M., LOCAL TIME AT THE MAINTENANCE OFFICE CONFERENCE ROOM, BUILDING #19,

NORTHEAST FLORIDA STATE HOSPITAL, S.R. 121 SOUTH, MACCLENNY, FLORIDA. FAILURE TO ATTEND WILL BE CAUSE FOR DISQUALIFICATION OF BID.

PERFORMANCE, LABOR AND MATERIAL BOND: IF THE CONSTRUCTION CONTRACT AWARD AMOUNT IS \$100,000.00 OR LESS, A PERFORMANCE, LABOR AND MATERIAL BONDS ARE NOT REQUIRED.

SEALED BIDS WILL BE RECEIVED, PUBLICLY OPENED AND READ ALOUD ON:

DATE AND TIME: MAY 2, 2000, 3:00 P.M., LOCAL TIME

PLACE: MAINTENANCE OFFICE CONFERENCE ROOM, BUILDING #19, NORTHEAST FLORIDA STATE HOSPITAL, S.R. 121 SOUTH, MACCLENNY, FLORIDA

PROPOSAL: BIDS MUST BE SUBMITTED IN FULL, IN ACCORDANCE WITH THE REQUIREMENTS OF THE SPECIFICATIONS, BIDDING AND CONTRACTUAL CONDITIONS, WHICH MAY BE EXAMINED AND OBTAINED FROM:

SUTTON ENGINEERING
 3874 SAN JOSE PARK DRIVE
 SUITE 1
 JACKSONVILLE, FLORIDA 32217
 TELEPHONE (904)730-2330
 FAX (904)730-6170

NOTE: FAXED QUOTATIONS WILL NOT BE CONSIDERED.

CONTRACT AWARD: THE BID TABULATION AND NOTICE OF AWARD WILL BE POSTED AT 3:00 P.M. LOCAL TIME ON MAY 9, 2000, AT THE LOCATION WHERE THE BIDS WERE OPENED. IN THE EVENT THAT THE BID TABULATION AND NOTICE OF AWARD CANNOT BE POSTED IN THIS MANNER, THEN ALL BIDDERS WILL BE NOTIFIED BY CERTIFIED UNITED STATES MAIL, RETURN RECEIPT REQUESTED. IF NO PROTEST IS FILED PER SECTION B-19 OF THE INSTRUCTIONS TO BIDDERS, "NOTICE AND PROTEST PROCEDURES", THE CONTRACT WILL BE AWARDED TO THE QUALIFIED, RESPONSIVE LOW BIDDER IN ACCORDANCE WITH RULE 60D-5 BY THE OWNER.

NOTE: THE STATE OF FLORIDA ENCOURAGES MINORITY BUSINESS ENTERPRISE PARTICIPATION IN ANY BID SOLICITATION.

NOTICE TO ROOFING CONTRACTORS
 INVITATION TO BID

Proposals are requested from qualified roofing contractors by the Department of Children and Family Services, hereinafter referred to as Owner, for the construction of:

PROJECT NUMBER: DCF 99240210

PROJECT: REROOFING OF UNIT 27,
 BUILDING #1265
 FLORIDA STATE HOSPITAL
 CHATTAHOOCHEE, FLORIDA

PREQUALIFICATION: The Owner accepts bids from those contractors who demonstrate current licensed status with the Department of Business and Professional Regulations. The Instructions to Bidders "Bidder Qualification Requirements and Procedures" are included in the specifications under Article B-2.

PERFORMANCE BOND AND LABOR AND MATERIAL BOND: A Performance Bond and Labor and Material Payment Bond are required.

DATE AND TIME: Sealed bids will be received at the Architect's Office on May 16, 2000, until 2:00 p.m., local time, at which time they will be publicly opened and read aloud.

MANDATORY PRE-BID INSPECTION: We will conduct a mandatory prebid inspection with the architect at the project site on Wednesday, May 3, 2000, 10:00 a.m. for all interested contractors.

PROPOSAL: Bids must be submitted in full accordance with the requirements of the drawings, specifications, bidding conditions and contractual conditions and with a copy of the contractor's license. The contract documents may be examined and obtained from the Architect/Engineer:

MR. RANDY LEWIS
 MANAUSA, LEWIS AND DODSON, ARCHITECTS
 2074 RAYMOND DIEHL ROAD
 TALLAHASSEE, FLORIDA 32308
 TELEPHONE (850)385-9200

CONTRACT AWARD: The bid tabulation and Notice of Award Recommendation will be posted at 2:00 p.m., local time, on May 17, 2000, at the architect's office. In the event that the bid tabulation and Notice of Award Recommendation cannot be posted in this manner, then all bidders will be notified by Certified United States mail, Return Receipt requested. Any protests of the bid must be made within 72 hours of posting of the results. "Failure to file a protest within the time prescribed in s. 120.53(5), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes." If no protest is filed per Section B-21 of the Instructions to Bidders, "Notice and Protest Procedures", the contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5 by the Owner.

CHARLOTTE HARBOR NATIONAL ESTUARY PROGRAM

REQUEST FOR PROPOSALS

PRINTING TWO BOOKS (VOLUMES 1 AND 2)

RFP#: 2000-D

Proposals will be received for these services by the Charlotte Harbor National Estuary Program, 4980 Bayline Drive, 4th Floor, North Fort Myers, FL 33917, until 5:00 p.m. (local time), Friday, May 19, 2000. The Charlotte Harbor National Estuary Program reserves the right to reject any or all proposals.

Scope of Services: The Charlotte Harbor National Estuary Program requests written proposals from companies to bid on printing of two books titled Committing to Our Future: Volumes 1 and 2.

Invitation to Propose: The Program hereby solicits offers for professional services to meet the needs of the Program.

The Program anticipates awarding only one contract. The Program reserves the right to reject any and all proposals. Awards will be made to respondents whose proposals are deemed by the Program to be most beneficial, all factors considered.

Requests for RFP Information and Instructions: All requests for information and instructions for submitting a proposal must be received by the Program Office by COB, Monday, May 8, 2000. Materials will be sent by regular mail to the requestor within two business days. Materials will be sent by Federal Express or Certified mail, if requested, at the expense of the requestor. It is not necessary to submit qualifications, cost estimates or any other information at the time of requesting information and instructions.

Pre-Proposal Conference: The Charlotte Harbor National Estuary Program will convene a pre-proposal conference for recipients of this RFP on Monday, May 8, 2000. The meeting will be held at 2:00 p.m. at the office of the Charlotte Harbor National Estuary Program. Attendance by at least one representative of each primary bidding company is mandatory.

How to apply: Request for Proposals (RFP) may be obtained by contacting:

Maran Hilgendorf
 Charlotte Harbor National Estuary Program
 4980 Bayline Drive, 4th Floor
 North Fort Myers, FL 33917-3909
 (941)995-1777
 mhilgendorf@swfrpc.org

**Section XII
 Miscellaneous**

DEPARTMENT OF BANKING AND FINANCE

Notice is hereby given that the Department of Banking and Finance, Division of Banking, has received the following application and/or other notice. 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., May 5, 2000):

EXPANDED FIELD OF MEMBERSHIP

Name and Address of Applicant: Central Florida Postal Credit Union, Orlando, Florida

Expansion Includes: All employees of Saturn Space Coast, West Melbourne

Received: March 30, 2000

DEPARTMENT OF INSURANCE

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA

CASE NO.: 99-6705

In Re: The Receivership of SUNSTAR HEALTH PLAN, INC., a Florida Health Maintenance Organization.

NOTICE TO ALL POLICYHOLDERS, CREDITORS AND CLAIMANTS HAVING BUSINESS WITH SUNSTAR HEALTH PLAN, INC.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 1st day of February, 2000, the Department of Insurance of the State of Florida was appointed as Receiver of SUNSTAR HEALTH PLAN, INC., and was ordered to liquidate the assets located in Florida of said company.

Policyholders, claimants, creditors and other persons in this State having claims against the assets of SUNSTAR HEALTH PLAN, INC., shall present such claims to the Receiver on or before 11:59 p.m., Friday, February 2, 2001, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Division of Rehabilitation and Liquidation of the Florida

Department of Insurance, Receiver for SUNSTAR HEALTH PLAN, INC., Post Office Box 10280, Tallahassee, Florida 32302.

DEPARTMENT OF COMMUNITY AFFAIRS

IN RE: ISLAMORADA, VILLAGE OF ISLANDS
REGULATIONS ADOPTED BY
VILLAGE ORDINANCE
NOS. 00-01 AND 00-02

FINAL ORDER

The State of Florida, Department of Community Affairs (Department), hereby issues this Final Order approving land development regulations pursuant to Sections 380.05(6) and (11), Florida Statutes. This Final Order approves the land development regulations adopted by Islamorada, Village of Islands, (Village) in Ordinance Nos. 00-01 and 00-02.

FINDINGS OF FACT

1. The Village adopted Ordinance Nos. 00-01 and 00-02 on February 24, 2000, and forwarded the Ordinances to the Department for review under Sections 380.05(6) and (11), Florida Statutes. The Department received them on March 6, 2000.

2. Ordinance No. 00-01 amends Ordinance 99-02, which imposed a moratorium on commercial development. Ordinance 99-02 includes a waiver provision that would allow the Village Council to waive the moratorium for development that would not undermine the Village comprehensive plan. Ordinance 00-01 provides specific criteria to apply in considering waiver requests.

3. Ordinance 00-02 amends the Dwelling Unit Allocation Ordinance in Section 9.5-121 of the Village Code. The amendment creates Subsections 9.5-121(e)(6) and (g), which will exempt rate of growth transfers from rate of growth review and provide substantial and procedural requirements governing the transfers.

4. The Department has reviewed the land development regulations adopted by Ordinance Nos. 00-01 and 00-02 for consistency and compliance with the Principles for Guiding Development for the Florida Keys Area of Critical State Concern.

5. The Department finds the land development regulations adopted by Ordinance Nos. 00-01 and 00-02 consistent with the Principles for Guiding Development for the Florida Keys Area of Critical State Concern.

CONCLUSIONS OF LAW

1. The Village is within the Florida Keys Area of Critical State Concern. Section 380.0552, Florida Statutes.

2. The Department is required to issue a final order approving or rejecting land development regulations adopted by the Village within sixty days of receiving the regulations. Subsections 380.05(6) and (11), Florida Statutes. This Final Order is issued within this sixty day time period.

3. Section 380.03(8), Florida Statutes, defines "land development regulation" as including local zoning, subdivision, building and other regulations controlling the development of land. The regulations adopted by Ordinance Nos. 00-01 and 00-02 are land development regulations.

4. The Department's approval or rejection of land development regulations adopted by the Village is based upon whether the regulations are consistent and in compliance with the Principles for Guiding Development for the Florida Keys Area of Critical State Concern set forth in Subsection 380.0552(7), Florida Statutes.

5. The land development regulations adopted by Ordinance Nos. 00-01 and 00-02 are consistent and comply with the Principles for Guiding Development for the Florida Keys Area of Critical State Concern.

ACCORDINGLY, IT IS ORDERED that the land development regulations adopted by Village Ordinance Nos. 00-01 and 00-02 are consistent and comply with the Principles for Guiding Development for the Florida Keys of Critical State Concern, and are therefore APPROVED. This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED on this _____ day of March, 2000, in Tallahassee, Florida.

/s/ _____

J. THOMAS BECK, DIRECTOR
Division of Community Planning
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

FILING AND ACKNOWLEDGMENT:

FILED on this date with the designated Agency Clerk, receipt of which is hereby acknowledged.

Paula Ford Date
Agency Clerk

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR

PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF THE GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION

SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I hereby certify that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true copies of the foregoing were furnished to the persons named below by U.S. Mail on this _____ day of March, 2000.

Paula Ford

George Geisler, Mayor, Islamorada, Village of Islands
Rebecca Jetton, DCA Keys Field Office

NOTICE IS HEREBY GIVEN that the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.: BLID-1100-006
DATE RECEIVED: April 4, 2000
DEVELOPMENT NAME: DADELAND JUNCTION
DEVELOPER/AGENT: Gulfside-Dadeland, Ltd.
DEVELOPMENT TYPE: 28-24.031, 28-24.020, 28-24.023, FAC.
COUNTY LOCATION: Miami-Dade
LOCAL GOVERNMENT: Miami-Dade County

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Ford Motor Company, intends to allow the relocation of Gary Yeomans Ford, Inc., as a dealership for the

sale of Ford vehicles, from its present location at 740 W. International Speedway Boulevard, Daytona Beach, Florida 32114, to property in Volusia County, Florida, which is adjacent to L.P.G.A. Boulevard and the on-ramp to I-95 South, the legal description of which is as follows, on or after June 15, 2000.

A portion of Section 9, Township 15 South, Range 32 East, Volusia County, Florida, described as follows:

From the south 1/4 corner of said Section 9 as the point of reference, run north 00 degrees 31 minutes 42 seconds west along the west line of the southeast 1/4 of said Section 9, a distance of 1020.00 feet to the north line of the 11th street canal relocated (120 feet in width) as shown on Florida Department of Transportation Right of Way Map Section 79002-2429; thence north 89 degrees 29 minutes 11 seconds east along said northerly line, a distance of 243.51 feet to the point of beginning. Thence continue north 89 degrees 29 minutes 11 seconds east along said north line, a distance of 641.07 feet to the westerly limited access right of way line of State Road No. 9 (Interstate 95, R/W varies) as shown on said Florida Department of Transportation Right of Way Map Section 79002-2429; thence along said limited access right of way line the following courses and distances; north 18 degrees 02 minutes 32 seconds west, a distance of 1112.49 feet to the point of curvature of a curve, concave southwesterly, having a radius of 2092.73 feet, a central angle of 17 degrees 35 minutes 53 seconds, and a chord bearing of north 26 degrees 50 minutes 28 seconds west; thence run northwesterly along the arc of said curve, a distance of 642.77 feet to the point of compound curvature of a curve, concave southwesterly, having a radius of 1079.00 feet, a central angle of 08 degrees 09 minutes 00 seconds, and a chord bearing of north 39 degrees 42 minutes 55 seconds west; thence run northwesterly along the arc of said curve, a distance of 153.48 feet to the point of tangency of said curve; thence north 43 degrees 47 minutes 25 seconds west, a distance of 765.14 feet to the point of curvature of a curve, concave northeasterly, having a radius of 831.00 feet, a central angle of 14 degrees 51 minutes 14 seconds, and a chord bearing of north 36 degrees 21 minutes 48 seconds west; thence run northwesterly along the arc of said curve, a distance of 215.44 feet to the point of tangency of said curve; thence north 28 degrees 56 minutes 11 seconds west, a distance of 124.64 feet; thence north 70 degrees 57 minutes 04 seconds west, a distance of 74.10 feet to the southerly limited access right of way line of L.P.G.A. Boulevard, a 320 foot right of way as shown on said Florida Department of Transportation Right of Way Map; thence south 64 degrees 21 minutes 34 seconds west, along said southerly line, a distance of 774.99 feet; thence departing said limited access right of way line, run south 25 degrees 38 minutes 26 seconds east, a distance of 2.08 feet to the point of curvature of a curve, concave northeasterly, having a radius of 250.06 feet, a central angle of 13 degrees 26 minutes 52 seconds, and a chord bearing of south 32 degrees 21 minutes 52 seconds east; thence run southeasterly along the

arc of said curve, a distance of 58.69 feet to the point of reverse curvature of a curve, concave southeasterly, having a radius of 678.25 feet, a central angle of 21 degrees 05 minutes 47 seconds, and a chord bearing of south 28 degrees 32 minutes 24 seconds east; thence run southeasterly along the arc of said curve, a distance of 249.73 feet to the point of reverse curvature of a curve, concave northeasterly, having a radius of 2220.82 feet, a central angle of 07 degrees 40 minutes 43 seconds, and a chord bearing of south 21 degrees 49 minutes 53 seconds east; thence run southeasterly along the arc of said curve, a distance of 297.63 feet to the point of tangency of said curve; thence south 25 degrees 40 minutes 14 seconds east, a distance of 646.34 feet to the point of curvature of a curve, concave northeasterly, having a radius of 900.00 feet, a central angle of 29 degrees 11 minutes 05 seconds, and a chord bearing of south 40 degrees 15 minutes 43 seconds east; thence run southeasterly along the arc of said curve, a distance of 458.43 feet to the point of tangency of said curve; thence south 54 degrees 51 minutes 16 seconds east, a distance of 431.91 to the point of curvature of a curve, concave southwesterly, having a radius of 1000.04 feet, a central angle of 39 degrees 31 minutes 02 seconds, and a chord bearing of south 35 degrees 05 minutes 45 seconds east; thence run southeasterly along the arc of said curve, a distance of 689.73 feet to the point of beginning.

The name and address of the dealer operator(s) and principal investor(s) of Gary Yeomans Ford, Inc., are dealer operator: Mr. Gary Yeomans, 844 Pelican Bay Dr., Daytona Beach, Florida 32114; principal investor(s): Mr. Terry Taylor, 15 Harborage Isle, Ft. Lauderdale, FL 33316.

The notice indicates an intent to relocate the franchise 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, as amended by Chapter 88-395, Laws of Florida, 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: Lance Rabun, Market Representation Manager, Ford Motor Company, P. O. Box 945400, Maitland, FL 32794-5400.

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 relocation 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, General Motors Corporation, intends to allow the establishment of Coral Oldsmobile, Inc. d/b/a Coral Springs Pontiac GMC, as a dealership for the sale of Pontiac vehicles at 9330 W. Atlantic Blvd., Coral Springs, Florida 33071, on or after April 14, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Coral Oldsmobile, Inc. d/b/a Coral Springs Pontiac GMC are: dealer operator Kenneth Page, 9330 W. Atlantic Blvd., Coral Springs, FL 33071; principal investor(s): Kenneth Page and William Page, 9330 W. Atlantic Blvd., Coral Springs, FL 33071.

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: Ms. Jody L. Huey, Dealer Contractual Manager, General Motors Corporation, 100 Renaissance Center, Mail Code 482-A07-C66, Detroit, MI 48265-1000.

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.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE OF NURSING HOME FIXED NEED POOL

The Agency for Health Care Administration has established projected net bed need figures for nursing homes for January 2003 by subdistrict pursuant to the provisions of Rule 59C-2.200, FAC. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Office, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308, on or before 5:00 p.m. May 1, 2000.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs in the error, the fixed need pool number will be adjusted prior to or during the grace period for this cycle. Failure to notify the agency of the error during this time period will result in no adjustment to the fixed need pool number for this cycle. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, F.S., your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the agency clerk at 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 30 days of this publication or the right to a hearing is waived.

Nursing Home Need Projections

District	Subdistrict	Net Need
1	1 Escambia, Santa Rosa	10
1	2 Okaloosa	0
1	3 Walton	0
2	1 Gadsden, Holmes, Jackson, Washington	49
2	2 Bay	0
2	3 Calhoun, Franklin, Gulf, Liberty, Wakulla	0
2	4 Leon	0
2	5 Jefferson, Madison, Taylor	14
3	All Counties	0
4	1 Nassau, North Duval	20
4	2 Baker, Clay, Southwest Duval	23
4	3 St. Johns, Southeast Duval	0
4	4 Flagler, Volusia	0
5	1 Pasco	0
5	2 Pinellas	0
6	1 Hillsborough	0
6	2 Manatee	0
6	3 Hardee	0
6	4 Highlands	10
6	5 Polk	0
7	1 Brevard	0
7	2 Orange	0
7	3 Osceola	0
7	4 Seminole	0
8	1 Charlotte	24
8	2 Collier	34
8	3 DeSoto	0
8	4 Glades, Hendry	0

			Hospital Based Nursing Home Bed Need Projections		
			District	Subdistrict	Net Need
8	5 Lee	72			
8	6 Sarasota	0			
9	1 Indian River	0	1	1 Escambia, Santa Rosa	0
9	2 Martin	8	1	2 Okaloosa, Walton	0
9	3 Okeechobee	17	2	1 Bay, Calhoun, Franklin, Gulf, Holmes, Jackson, Washington	0
9	4 Palm Beach	0			
9	5 St. Lucie	13	2	2 Gadsden, Jefferson, Leon, Liberty, Madison, Taylor, Wakulla	6
10	Broward	0			
11	1 Dade	0	3	1 Columbia, Hamilton, Suwannee	0
11	2 Monroe	0	3	2 Alachua, Bradford, Dixie, Gilchrist, Lafayette, Levy, Union	0
	STATE TOTAL	294			
	The person to be contacted concerning this notice is: Laura MacLafferty, Certificate of Need Office, 2727 Mahan Drive, Tallahassee, Florida 32308, Telephone (850)922-7760. Purchase Order Number: S 5900 H00396		3	3 Putnam	0
			3	4 Marion	0
			3	5 Citrus	19
			3	6 Hernando	21
			3	7 Lake, Sumter	0
			4	1 Nassau, North Duval	2
			4	2 Baker, Clay, Southwest Duval	0
			4	3 St. Johns, Southeast Duval	0
			4	4 Flagler, East Volusia	0
			4	5 West Volusia	13
			5	1 West Pasco	0
			5	2 East Pasco	0
			5	3 North Pinellas	0
			5	4 South Pinellas	0
			6	1 Hillsborough	0
			6	2 Polk	0
			6	3 Manatee	1
			6	4 Hardee	0
			6	5 Highlands	14
			7	1 Brevard	22
			7	2 Orange	0
			7	3 Osceola	0
			7	4 Seminole	9
			8	1 Charlotte	0
			8	2 Collier	0
			8	3 DeSoto	2
			8	4 Glades, Hendry	1
			8	5 Lee	0
			8	6 Sarasota	0
			9	1 Indian River	0
			9	2 Martin, St. Lucie	0
			9	3 Okeechobee	0
			9	4 North Palm Beach	0
			9	5 South Palm Beach	0
			10	Broward	21
			11	1 Dade	114
			11	2 Monroe	0
				STATE TOTAL	245

NOTICE OF FIXED NEED POOL

FOR CHAPTER 395 SKILLED NURSING BEDS

The Agency for Health Care Administration has established projected net bed need figures for skilled nursing beds licensed under Chapter 395, F.S., for January 2003 by subdistrict pursuant to the provisions of Rule 59C-1.036, FAC. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Office, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308, on or before 5:00 p.m., May 1, 2000.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs in the error, the fixed need pool number will be adjusted prior to or during the grace period for this cycle. Failure to notify the agency of the error during this time period will result in no adjustment to the fixed need pool number for this cycle. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, F.S., your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the agency clerk at 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 30 days of this publication or the right to a hearing is waived.

The person to be contacted concerning this notice is: Laura MacLafferty, Certificate of Need Office, 2727 Mahan Drive, Tallahassee, Florida 32308, Telephone (850)922-7760. Purchase Order Number: S 5900 H00396

DEPARTMENT OF MANAGEMENT SERVICES

CONVICTED VENDOR LIST

Section 287.133(3)(d), Florida Statutes, provides that the Department of Management Services shall maintain a list of the names and addresses of those who have been disqualified from participating in the public contracting process under this section.

The list includes:

NAME	PLACED ON LIST
1) Carl Burgess 830 Polk Street Bartow, Florida 33830	October 1, 1997

For additional information, call H. P. Barker, Jr., Chief, Bureau of Procurement, (850)488-8131 or Suncom 278-8131.

DEPARTMENT OF HEALTH

On February 13, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Marlen Rodriguez, R.N., license number RN 1946902. RODRIGUEZ's last known addresses are 17880 North East 31st Court, #2304, Aventura, Florida and 6401 Cowpen Road, #R207, Miami Lakes, Florida 33014. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant Sections 455.621(8) and 120.60(8), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

NOTICE IS HEREBY GIVEN that effective April 24, 2000, the mailing address for the Agency Clerk for the Department of Health, as referenced in Rule 64-1.012(2), Florida Administrative Code, will change to the following:

Department of Health
Agency Clerk
Office of the General Counsel
Bin A02
4052 Bald Cypress Way
Tallahassee, Florida 32399-1703.

The physical address for the Agency Clerk, as referenced in Rule 64-1.012(2), Florida Administrative Code, has been changed to the following:

Department of Health
Agency Clerk
Office of the General Counsel
2585 Merchants Row
Room 110
Tallahassee, Florida 32399.

The telephone number for the Agency Clerk, as referenced in Rule 64-1.012(2), Florida Administrative Code, has been changed to (850)245-4005. However, the facsimile number for the Agency Clerk, as referenced in Rule 64-1.012(2), Florida Administrative Code, shall remain the same.

Effective April 24, 2000, the mailing address for the Central Records Unit, as referenced in Rule 64-1.012(4)(a), Florida Administrative Code, will be changed to the following:

Department of Health
Central Records Unit
Division of Medical Quality Assurance
Bin C01
4052 Bald Cypress Way
Tallahassee, Florida 32399-3251

The physical address for the Central Records Unit that is given in Rule 64-1.012(4)(a), Florida Administrative Code, shall remain the same until further notice.

Any questions or comments regarding this Notice should be directed to: Angela Hall, Agency Clerk, telephone (850)245-4005.

SIXTEENTH CIRCUIT JUDICIAL NOMINATING COMMISSION

The Sixteenth Circuit Judicial Nominating Commission anticipates a vacancy for Judge in the Circuit Court and gives notice of a predicted deadline to submit completed application forms, etc.

Each applicant for the position must be an elector, a resident of the Sixteenth Circuit (Monroe County) of Florida, under the age of 70 years and a member of The Florida Bar for the preceding five years.

All interested applicants should request an application form from John Moore, Neblett and Sauer, P.A., 1448 Kennedy Drive, Key West, Florida 33040, (305)294-1078. Ten copies of the completed application must be received by Mr. Moore no later than the anticipated (subject to change) deadline of April 24, 2000.

Members currently serving on the Commission, in addition to Mr. Moore, are: Lynn Mapes of Grassy Key; Henry C. Arnold of Marathon; Patrick McCullah of Big Pine Key; David Kirwan of Marathon; Bette Brown-Herlth of Key Largo; Irving R. Eyster of Islamorada; Mayda R. Maloney of Tavernier and Joseph Barker of Key West.

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN March 27, 2000
 and March 31, 2000**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF BANKING AND FINANCE
Board of Funeral and Cemetery Services

3F-6.005	3/27/00	4/16/00	25/35	
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DEPARTMENT OF EDUCATION
State Board of Education

6A-6.05281	3/27/00	4/16/00	26/1	26/9
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DEPARTMENT OF COMMUNITY AFFAIRS
Division of Housing and Community Development

9B-70.001	3/31/00	4/20/00	26/7	
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ADMINISTRATION COMMISSION

28-22.101	3/27/00	4/16/00	26/6	
28-22.102	3/27/00	4/16/00	26/6	
28-22.103	3/27/00	4/16/00	26/6	
28-22.104	3/27/00	4/16/00	26/6	
28-22.105	3/27/00	4/16/00	26/6	
28-22.106	3/27/00	4/16/00	26/6	
28-22.107	3/27/00	4/16/00	26/6	
28-22.108	3/27/00	4/16/00	26/6	
28-22.109	3/27/00	4/16/00	26/6	
28-22.110	3/27/00	4/16/00	26/6	
28-22.111	3/27/00	4/16/00	26/6	
28-22.112	3/27/00	4/16/00	26/6	
28-22.113	3/27/00	4/16/00	26/6	
28-22.114	3/27/00	4/16/00	26/6	
28-22.115	3/27/00	4/16/00	26/6	
28-22.116	3/27/00	4/16/00	26/6	
28-22.117	3/27/00	4/16/00	26/6	
28-22.121	3/27/00	4/16/00	26/6	
28-22.122	3/27/00	4/16/00	26/6	
28-22.123	3/27/00	4/16/00	26/6	
28-22.124	3/27/00	4/16/00	26/6	
28-22.125	3/27/00	4/16/00	26/6	
28-22.126	3/27/00	4/16/00	26/6	
28-22.127	3/27/00	4/16/00	26/6	
28-22.128	3/27/00	4/16/00	26/6	
28-22.129	3/28/00	4/17/00	26/6	
28-22.130	3/27/00	4/16/00	26/6	
28-22.131	3/27/00	4/16/00	26/6	
28-22.132	3/27/00	4/16/00	26/6	
28-22.301	3/27/00	4/16/00	26/6	
28-22.302	3/27/00	4/16/00	26/6	
28-22.303	3/27/00	4/16/00	26/6	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
28-22.304	3/27/00	4/16/00	26/6	
28-22.305	3/27/00	4/16/00	26/6	
28-22.307	3/27/00	4/16/00	26/6	
28-22.308	3/27/00	4/16/00	26/6	
28-22.309	3/27/00	4/16/00	26/6	
28-22.310	3/27/00	4/16/00	26/6	

DEPARTMENT OF MANAGEMENT SERVICES
Florida Commission on Human Relations

60Y-2.004	3/31/00	4/20/00	26/2	
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BUSINESS AND PROFESSIONAL REGULATION
Board of Architecture and Interior Design

61G1-12.007	3/29/00	4/18/00	26/6	
61G1-16.003	3/29/00	4/18/00	26/6	

Electrical Contractors' Licensing Board

61G6-9.011	3/27/00	4/16/00	26/7	
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DEPARTMENT OF HEALTH

Board of Nursing

64B9-3.002	3/30/00	4/19/00	25/40	
64B9-3.014	3/30/00	4/19/00	25/40	

Board of Pharmacy

64B16-28.1135	3/30/00	4/19/00	26/1	
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Division of Environmental Health and Statewide Programs

64E-1.001	3/27/00	4/16/00	25/51	
64E-1.0015	3/27/00	4/16/00	25/51	26/9
64E-1.002	3/27/00	4/16/00	25/51	
64E-1.003	3/27/00	4/16/00	25/51	
64E-1.004	3/27/00	4/16/00	25/51	
64E-1.005	3/27/00	4/16/00	25/51	26/9
64E-1.006	3/27/00	4/16/00	25/51	
64E-1.007	3/27/00	4/16/00	25/51	
64E-1.100	3/27/00	4/16/00	25/51	
64E-1.101	3/27/00	4/16/00	25/51	
64E-1.102	3/27/00	4/16/00	25/51	26/9
64E-1.103	3/27/00	4/16/00	25/51	
64E-1.104	3/27/00	4/16/00	25/51	26/9
64E-1.105	3/27/00	4/16/00	25/51	26/9
64E-1.106	3/27/00	4/16/00	25/51	26/9
64E-1.107	3/27/00	4/16/00	25/51	26/9
64E-1.108	3/27/00	4/16/00	25/51	
64E-1.109	3/27/00	4/16/00	25/51	
64E-1.110	3/27/00	4/16/00	25/51	

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self Sufficiency Program

65A-4.206	3/27/00	4/16/00	25/46	26/6
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