

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE TITLES:	RULE NOS.:
Scope	4A-57.001
Definitions	4A-57.002
Standards of the National Fire Protection Association Adopted	4A-57.003
Occupancy Capacity of Each AFCH	4A-57.004
Evacuation Capability	4A-57.005
Fire Exit Drills	4A-57.006
Inspections	4A-57.007
Cooking Equipment; Exceptions	4A-57.008

PURPOSE AND EFFECT: Section 400.621(2), Florida Statutes, provides in part: "Pursuant to s. 633.022, the State Fire Marshal, in consultation with the department [of Elder Affairs] and the agency [for Health Care Administration], shall adopt uniform firesafety standards for adult family-care homes." The rule chapter is being promulgated to conform to this statute.

SUBJECT AREA TO BE ADDRESSED: Uniform firesafety standards for adult family-care homes.

SPECIFIC AUTHORITY: 633.01(1), 400.621(2) FS.

LAW IMPLEMENTED: 633.022, 633.022(1)(b), 633.022(10)(b), 400.621, 400.621(2) FS.

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

TIME AND DATE: 9:00 a.m., May 15, 2000

PLACE: The Pavillion at Crossing Pointe, 9309 S. Orange Blossom Trail, Orlando, Florida

TIME AND DATE: 2:00 p.m., May 15, 2000

PLACE: Agency for Health Care Administration, 6800 North Dale Mabry Hwy, Suite 220, Tampa, Florida

TIME AND DATE: 10:00 a.m., May 16, 2000

PLACE: State Regional Service Center, Victoria Street, Room 165, Fort Myers, Florida

TIME AND DATE: 10:00 a.m., May 17, 2000

PLACE: Rhode Building, North Tower 8th Floor, 401 N. W. 2nd Ave., Miami, Florida

TIME AND DATE: 10:00 a.m., May 30, 2000

PLACE: Pensacola Junior College, Hagler Auditorium, Room 252, Pensacola, Florida

TIME AND DATE: 9:00 a.m., June 1, 2000

PLACE: Staff Development Center, Building 108, Room 6, at Tacachale Center, 1621 N. E. Waldo Road, Gainesville, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: James Goodloe, Bureau Chief, Bureau of Fire Prevention, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0342, (850)413-3620

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 James Goodloe, (850)413-3620.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

RULE TITLE:	RULE NO.:
Franchised Motor Vehicle Dealerships;	
Ownership and Operation by Manufacturers;	
Dealer Development Programs	15C-7.006

PURPOSE AND EFFECT: The purpose of the proposed action is to allow a licensee (motor vehicle manufacturer, importer or distributor) to temporarily operate a motor vehicle dealership pursuant to a written management agreement between the licensee and an existing licensed dealer. This proposed action will also allow a licensee to temporarily own and operate a motor vehicle dealership under a bona fide relationship with an independent person. The effect of the proposed action will be to clarify the required criteria to certify the establishment of a bona fide dealer development program.

SUBJECT AREA TO BE ADDRESSED: The proposed action will clarify definitions and distinguish the circumstances when a licensee (motor vehicle manufacturer, importer, or distributor) may own or operate a motor vehicle dealership and clarifies the criteria to which a licensee must conform in certifying the establishment of a bona fide minority dealer development program.

SPECIFIC AUTHORITY: 320.69 FS.

LAW IMPLEMENTED: 320.645 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Neil C. Chamelin, Hearing Officer, Division of Motor Vehicle, Department of Highway Safety and Motor Vehicles, Room B337, Neil Kirkman Building, Tallahassee, Florida 32399, (850)488-8629

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

15C-7.006 Franchised Motor Vehicle Dealerships; Ownership and Operation by Manufacturers; Dealer Development Programs.

(1) Definitions

(a) "Dealer" means an individual or other legal entity licensed as a motor vehicle dealer under section 320.27, Florida Statutes.

(b) "Independent person" as used in section 320.645(1)(b), Florida Statutes means an individual who is not an officer, director or employee of a licensee, or a corporation or other entity in which the licensee does not have a controlling interest.

(c) "Licensee" means a motor vehicle manufacturer, importer or distributor licensed under section 320.61, Florida Statutes.

(d) "Operate" or "operating" means to be in direct management or physical control of a dealership including directing the sales, service and related functions.

(e) "Own", "owner" or "ownership" of a motor dealership contemplates licensure or eligibility to be licensed as a motor vehicle dealer pursuant to section 320.27, Florida Statutes.

(2) A licensee may temporarily operate a motor vehicle dealership under the authority of section 320.645(1)(a), Florida Statutes, pursuant to a written management agreement between the licensee and an existing licensed dealer, but the licensee may not own the dealership and may not be licensed as a motor vehicle dealer.

(3)(a) A licensee may temporarily own and operate a motor vehicle dealership pursuant to section 320.645(1)(b), Florida Statutes in a bona fide relationship with an independent person. Such bona fide relationship is referred to as a "dealer development" arrangement. The developing dealer shall be the motor vehicle dealer licensee. The licensee shall certify, in writing, to the department that the statutory requirements of a bona fide dealer development arrangement have been satisfied. Such certification shall specifically state that the independent person is independent of the manufacturer and has made a significant personal monetary investment that is subject to loss in the dealership and that the independent person can reasonably expect to acquire full ownership of the dealership on reasonable terms and conditions. The written certification shall further state that the dealer development arrangement is not an attempt by the licensee to own or control one or more dealerships. The certification shall be based on the following criteria:

1. In determining if the investment is significant, it shall not be less than 15% of the fair market value of the dealership(s) involved, absent exceptional circumstances demonstrated by the independent person or the licensee.

2. In determining if the investment is subject to loss, the source of the investment shall not be the licensee or any of its affiliates, shall not be encumbered by the person's interest in the dealership assets, if the investment is lost shall result in the

independent person being in a worse financial position than prior to the investment as a result of operation of the dealership, and shall require an unconditional obligation to repay if such investment is derived through a loan.

3. In determining if the independent person can acquire full ownership upon reasonable terms and conditions, it must be demonstrated in the agreements that there is a reasonable probability that profits from dealership operations will be sufficient to allow full ownership within a period not to exceed 12 years, absent exceptional circumstances demonstrated by the independent person or the licensee and the independent person has sufficient control to permit acquisition of full ownership and the person's interest cannot be terminated to avoid full ownership. Additionally, the source of funds for the person to purchase the full ownership shall be from dealership profit or from a source other than a licensee or any of its affiliates.

4. In determining a reasonable price to acquire full ownership, an independent appraisal may be considered; however, if the ownership of the dealership has been transferred within the last 12 months the purchase price shall be considered strong evidence of fair market value and if the price is less than the fair market value this shall be strong evidence that the transaction is not bona fide.

(b) The department may at any time inquire into a dealer development arrangement to ascertain whether it is bona fide. The licensee shall provide the department with such information as the department may require to make such a determination. In the event it is determined by the department that the arrangement does not satisfy the minimum statutory requirements, the licensee shall be subject to sanctions provided in section 320.64, Florida Statutes.

(4) A licensee may own and operate a motor vehicle dealership pursuant to the conditions specified in section 320.645(1)(c), Florida Statutes, provided there is compliance with the conditions set forth in the paragraph following section 320.645(1)(c), Florida Statutes, which is applicable only to paragraph (c) of subsection (1) of section 320.645, Florida Statutes.

Specific Authority 320.69 FS. Law Implemented 320.645 FS. History—New

DEPARTMENT OF CORRECTIONS

RULE TITLE: Offender Travel
 RULE NO.: 33-302.106

PURPOSE AND EFFECT: The purpose of the proposed rule is to clarify the titles of the Commonwealth of Puerto Rico and the Virgin Islands of the United States. The proposed rule also specifies that offenders who already reside in the receiving state and who must return immediately after sentencing are exempt from the two day emergency reporting requirement for compact cases.

SUBJECT AREA TO BE ADDRESSED: Offender Travel.

SPECIFIC AUTHORITY: 20.315, 944.09 FS.

LAW IMPLEMENTED: 944.09 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 23, 2000

PLACE: Law Library Conference Room, Room B-404, 2601 Blair Stone Road, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Giselle Lylen Rivera, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-302.106 Offender Travel.

(1) through (2) No change.

(3) An officer shall transfer the supervision of an offender who is travelling to a single other state, the District of Columbia, the Commonwealth of Puerto Rico, or the Virgin Islands of the United States, for more than 30 consecutive days. The transfer of supervision involves the forwarding of all pertinent supervision documents to the receiving location and the formal assumption of supervision of the offender by a probation/parole officer in the receiving location.

(a) When interstate travel is for the sole purpose of transfer to another state, the District of Columbia, Puerto Rico or the Virgin Islands, the offender must meet the other state's requirements and receive consent to travel from the Interstate Compact Office before proceeding to that state.

(b) In compact cases that meet emergency criteria, the officer must submit a Request for Emergency Reporting Instructions, Form EF1-007, to the Interstate Compact Office two days before the requested date of travel. This time frame does not apply to offenders who already reside in the receiving state and who must return immediately after sentencing. Form EF1-007 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 envelope. The effective date of this form is March 21, 2000.

(4) through (5) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History--New 3-21-00, Amended _____.

DEPARTMENT OF CORRECTIONS

RULE TITLE:
Admissible Reading Material

RULE NO.:
33-501.401

PURPOSE AND EFFECT: The purpose of the proposed rule is to clarify that a publication shall be rejected that pictorially depicts actual contact with a person's unclothed genitals, pubic area, buttocks, or, if such person is a female, breast. The proposed rule also eliminates the requirement that the inmate shall be provided with two copies of the completed DC Form DC6-220.

SUBJECT AREA TO BE ADDRESSED: Admissible Reading Material.

SPECIFIC AUTHORITY: 20.31, 944.09 FS.

LAW IMPLEMENTED: 944.09 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 19, 2000

PLACE: Law Library Conference Room, Room B-404, 2601 Blair Stone Road, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Giselle Lylen Rivera, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-501.401 Admissible Reading Material.

(1) No change.

(2) Inmates shall be permitted to receive and possess publications per terms and conditions established in this rule unless the publication is found to be detrimental to the security, order or disciplinary or rehabilitative interests of any institution of the department, or any privately operated institution under contract with the department, or when it is determined that the publication might facilitate criminal activity. Publications shall be rejected when one of the following criteria is met:

(a) through (h) No change.

(i) It pictorially depicts sexual conduct as follows:

1. through 4. No change.

5. Actual contact with a person's ~~clothed or~~ unclothed genitals, pubic area, buttocks, or, if such person is a female, breast;

6. through (5) No change.

(6) Admissible Reading Material in an Inmate's Property.

(a) The review criteria established in subsection (2) of this rule also apply to publications found in an inmate's personal property. If correctional staff find a publication that has been rejected by the department, the publication shall be impounded and DC Form DC6-220, Inmate Impounded Personal Property List, shall be completed as required by rules 33-602.201 and 33-602.203. ~~The inmate shall be provided with two copies of~~

~~the completed DC Form DC6-220.~~ Form DC6-220 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 forms to be mailed must be accompanied by a self-addressed stamped envelope. The effective date of this form is March 21, 2000.

- (b) No change.
- (7) through (16) No change.

Specific Authority 944.09, 944.11 FS. Law Implemented 944.11 FS. History—New 10-8-76, Formerly 33-3.12, Amended 3-3-81, 9-24-81, 6-9-87, 3-11-91, 12-17-91, 3-30-94, 11-2-94, 5-10-98, 10-20-98, Formerly 33-3.012, Amended 3-21-00,_____.

DEPARTMENT OF CORRECTIONS

RULE TITLES:	RULE NOS.:
Close Management – General	33-601.801
Levels of Close Management	33-601.802
Privileges in Close Management	33-601.803
Institutional Classification Team	33-601.804
Assignment to Close Management	33-601.805
Review of Assignment to Close Management	33-601.806
Close Management – State Classification	
Office Responsibility	33-601.807
Close Management – Regional Director’s	
Responsibility	33-601.808
Close Management – Administrative	
Responsibilities	33-601.809
Close Management Facilities	33-601.810
Close Management – Other Conditions	
and Privileges	33-601.811
Close Management Records and Forms	33-601.812

PURPOSE AND EFFECT: The purpose of the proposed rule is to clarify terms and procedures related to close management, to incorporate new forms utilized in conjunction with the rule, to clarify titles and to describe duties and responsibilities of staff related to close management. The effect of the proposed rule is to provide clarification as to: definitions and terms related to close management; restraint and escort requirements; levels of close management and the treatment thereof; privileges and the suspension thereof; the responsibilities of the state classification office; review of placement and documentation thereof; required staff visits; physical conditions and equipment of close management cells; personal property permitted in close management; diet and exercise for close management inmates.

SUBJECT AREA TO BE ADDRESSED: Close Management.

SPECIFIC AUTHORITY: 20.315, 944.09 FS.

LAW IMPLEMENTED: 944.09 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 23, 2000

PLACE: Law Library Conference Room, Room B-404, 2601 Blair Stone Road, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Giselle Lylen Rivera, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.801 Close Management – General.

(1) Definitions.

(a) Close Management (CM) – refers to the confinement of an inmate apart from the general population, for reasons of security or the order and effective management of the institution, where the inmate, through his or her own behavior has demonstrated an inability to live in the general population without abusing the rights and privileges of others.

(b) Close Management Levels – refers to the three individual levels (CMI, CMII, and CMIII) associated with close management with close management I being the most restrictive single cell housing level and close management III being the least restrictive housing of the three CM levels.

(c) Institutional Classification Team – refers to the committee responsible for hearing initial close management recommendations and reviewing inmates prior to and during their assignment to close management units.

(d) State Classification Office – refers to a staff member at the central office level who is responsible for the review of inmate classification decisions. Duties include approving or rejecting institutional classification team recommendations.

(2) Close management is the confinement of an inmate apart from the general population, for reasons of security, or the order and effective management of the institution, where the inmate, through his or her own behavior, has demonstrated an inability to live in the general population without abusing the rights and privileges of others. The goal of close management shall be toward assignment of the inmate to the least restrictive level to meet the management needs of the inmate and returning the inmate to open population as soon as the facts of the case suggest it is in the best interest of the security and order of the institution and public safety. To aid in this transition back into open population, the institutional classification close management review team is authorized to place Close Management III inmates in work assignments outside the close management unit and in assignments usually assigned to open population inmates. The secretary shall designate which institutions are authorized to house close management inmates, based on the needs of the department.

(3) Restraint and Escort Requirements.

(a) Prior to opening any cell for any purpose, including exercise, medical or disciplinary call-outs, telephone calls, recreation, and visiting, all inmates in the cell shall be

handcuffed behind their backs. If documented medical conditions require that inmates be handcuffed in front, the escort officers shall be particularly vigilant.

(b) A minimum of two officers shall be physically present at a cell whenever the cell door is opened.

(c) Prior to escorting an inmate from a cell the inmate shall be thoroughly searched. If the inmate is being taken outside the immediate housing unit, leg irons and other restraint devices shall be applied.

(d) Due to the unique mission of close management units, it is understood that more than one inmate may be out of his or her cell within the unit at any one time. However, whenever inmates are being escorted in restraints, there shall be one officer with each inmate and the inmates shall be kept at a distance from each other which would preclude any unauthorized physical contact.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Amended 4-14-98, Formerly 33-38.001, Amended _____.

33-601.802 Levels of Close Management.

Close management consists of three levels of housing restriction:

(1) Close management I is the most restrictive single cell housing level of all the close management status designations. Inmates housed in close management I status shall be ineligible for a work assignment. Inmates shall not remain in close management I for more than 37 months, unless the inmate demonstrates a continued failure to comply with statutes, rules of the department, or oral or written instructions given to him by department staff while assigned to close management level I. An inmate may be placed in Close management I without having previously been in Close management II or III. The following factors shall constitute a basis for placement of an inmate in Close management I.

(a) through (n) No change.

(2) Close management II ~~is restrictive cell housing not exceeding 25 months in duration unless the inmate demonstrates continued failure to comply with statutes, rules of the department, or oral or written instructions given to him by department staff while assigned to close management level II.~~ An inmate is not eligible for a work assignment in close management II until ~~satisfactorily~~ completing a 90 day period of at least satisfactory adjustment (as defined in rule 33-603.401) following ~~the first month of~~ assignment to close management and maintaining a clear disciplinary record. If found guilty of any disciplinary infraction while assigned to close management II, the inmate must have at least another 90 disciplinary free days to be reconsidered for a work assignment. Inmates in close management II status are only eligible for work assignments in close management I, close management II, or death row housing units. Inmates may be placed into close management II without having previously

been placed in close Management III. The following factors shall constitute a basis for placement of an inmate in close Management II.

(a) through (j) No change.

(3) ~~Close management III is restrictive cell housing not exceeding 13 months in duration unless the inmate is housed at Florida State Prison and is considered to be a continued threat to security and safety of the facility; in this situation, close management III housing is not limited to 13 months. Continuation of close management III status over 13 months at FSP requires the approval of the regional director every six months.~~ An inmate is not eligible for a work assignment inside or outside the close management unit until ~~after~~ completing a 60 days period of at least satisfactory adjustment (as defined in rule 33-603.401) following assignment to ~~after the first month in~~ close management and maintaining status with a clear disciplinary record and satisfactory adjustment (as defined in rule 33-603.401) since being assigned to close management. After this observation period an inmate is eligible for consideration for an institutional work assignment. The decisions to make work assignments and what type of assignments are to be made shall be based upon the inmate's behavior and the need to provide a transition back into open population status. The institutional classification close management review team is authorized to place CMIII inmates in work assignments within or outside the close management unit, to assign inmates to work with other close management inmates, and to place inmates in assignments usually designated for open population inmates. If found guilty of any disciplinary infraction while assigned to close management III, the inmate must have at least another 60 discipline free days in order to be considered for return to a work assignment. A CMIII inmate who is a disciplinary problem is subject to assignment to the restricted labor squad as part of the disciplinary penalty in accordance with rule 33-601.308. Inmates may be placed into close management III status as a result of or a history of the behaviors identified below:

(a) through (g) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Amended 4-14-98, Formerly 33-38.002, Amended _____.

33-601.803 Privileges in Close Management.

The inmate's movements within the institution and contacts with other persons shall be restricted and privileges for specific management levels shall be limited.

(1) Privileges for inmates assigned to close management level I who maintain a satisfactory adjustment (as defined in rule 33-603.401):

(a) through (c) No change.

(d) Make canteen purchases once per month, unless restricted by disciplinary ~~team~~ action. Canteen purchases are subject limited to the following limitations health and comfort items and writing supplies, including stamps, unless modified by rule 33-601.811(1) and (2):-

1. Close management I and II inmates, including those inmates housed in disciplinary status, shall not be allowed to purchase any canteen food items.

2. Close management I and II inmates shall be allowed to purchase a maximum of 5 non-food canteen items. In making this determination, with the exception of stamps and notebook paper, it is the number of non-food items that is considered, not the type of item.

(e) through (h) No change.

(2) In addition to the privileges provided for level I, Inmates assigned to close management level II who maintain a satisfactory adjustment (as defined in rule 33-603.401) are also eligible to receive a personal visit after completing 60 days ~~following the first month~~ in close management status and having maintained a clear disciplinary record since being assigned to close management. If found guilty of any disciplinary infraction while assigned to close management II, ~~the inmate he~~ is eligible to be considered for visits 60 days following release from disciplinary status or the disciplinary action if a penalty other than disciplinary confinement was imposed, with a continued clear disciplinary record. An inmate is eligible to receive personal visits after each subsequent 60 day period with a continued clear disciplinary record while in the status unless security and safety concerns would preclude a visit. All visits for inmates in close management II shall be non-contact visits.

(3) Privileges for inmates assigned to close management level III in addition to the privileges provided for in levels I or II are:

(a) Receive a personal visit after completing 60 days satisfactory adjustment (as defined in rule 33-603.401) in a close management status ~~following the first month~~ and having maintained a clear disciplinary record ~~and satisfactory adjustment (as defined in rule 33-603.401) since being assigned~~ assigned to close management. If found guilty of a disciplinary infraction while assigned to close management III, the inmate is eligible to be considered for visits ~~must have at least another 30 discipline-free days following release from disciplinary status or the disciplinary action if a penalty other than disciplinary confinement was imposed to be reconsidered for visits.~~ An inmate is eligible to receive personal visits after each subsequent 30 day period with a continued clear disciplinary record and satisfactory adjustment (as defined in rule 33-603.401) while in the status unless security or safety concern would preclude a visit. The level of supervision and restraint of close management III inmates during visits shall be determined by the warden.

(b) No change.

(c) Inmates who are on close management III status and have not received a disciplinary report for 90 days while on close management status shall be allowed to purchase a maximum of four canteen food items. In making this determination, it is the number of food items that is considered, not the type of food. For example, three packages of cookies count as three items, not one item. Any disciplinary reports received by the inmate between the time that the inmate requests canteen food items and the delivery of those items shall result in disapproval of those requested items.

(d) In addition to the suspension of privileges through disciplinary action, the institutional classification team has the authority to suspend privileges for inmates in close management status who fail to comply with the rules and procedures established for close management, or if security and safety concerns would preclude an inmate from receiving certain privileges.

(e) Any action taken by the institutional classification team regarding the suspension or limiting of privileges shall be documented on the Daily Record of Segregation, Form DC6-229.

(f) Privileges suspended by the institutional classification team in excess of 90 days shall require the review and approval of the state classification office.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Amended 4-14-98, 9-2-98, Formerly 33-38.003, Amended _____.

33-601.804 Institutional Classification Close Management Review Team.

The institutional classification close management review team is responsible for acting on all recommendations for assignment to close management and for reviewing the inmate's behavior reviews prepared for inmates at least once every six months in close management.

(1) The institutional classification close management review team, as a minimum, shall consist of three members from the following staff positions:

(a) Warden or aAssistant warden.

(b) Chief of Security ~~Correctional officer chief or designee (designee must be at least the rank of lieutenant);~~

(c) Classification ~~Correctional probation supervisor or correctional probation senior officer.~~

(d) Others as appointed by the warden.

(2) The senior classification ~~correctional probation officer~~ assigned to close management shall provide input to the team.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Formerly 33-38.004, Amended _____.

33-601.805 Assignment to Close Management.

(1) The close management review shall be documented on a Report of Close Management, Form DC6-233c DC4-813(e). The inmate shall be given a minimum of 48 24 hours to prepare for the review and may present information

verbally or in writing for consideration by the institutional classification ~~close management review~~ team. The institutional classification ~~close management review~~ team is authorized to postpone the case review to allow the inmate additional time to prepare. A staff assistant shall be assigned when the team determines the inmate is illiterate or does not understand English, or when the complexity of the issue makes it unlikely that the inmate will be able to properly represent himself or herself or when the inmate indicates that he or she needs or desires staff assistance. It is the responsibility of the staff assistant to explain the close management recommendations and procedures to the inmate. The designated staff assistant shall be authorized to:

(a) through (d) No change.

(2) The institutional classification ~~close management review~~ team shall inform the inmate of the basis for its decision and provide a copy of their ~~the team's~~ decision to the inmate after ~~at~~ the conclusion of the review.

(3) If the inmate demonstrates behavior, either before or during the review, that impedes the process, the behavior shall be documented in the team recommendation and the review completed without the inmate present.

(4) After the review has been completed and explained to the inmate the recommendation of the institutional classification ~~close management review~~ team shall be forwarded to the state classification office warden ~~warden~~ for a final decision pursuant to 33-601.807.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Formerly 33-38.005, Amended _____.

33-601.806 Review of Assignment to Close Management.

The institutional classification ~~close management review~~ team shall convene as often as necessary to ensure each inmate is reviewed at least once every six months to determine if continuation, modification, or removal from close management status is appropriate.

(1) The report of close management will be completed by a classification ~~the correctional probation~~ officer assigned to ~~close management~~ and will serve as a scheduled progress report for the inmate. The following elements shall be considered:

(a) through (e) No change.

(f) The seriousness of the incident or circumstances resulting in the inmate's placement in close management.

(2) The review by the institutional classification ~~close management review~~ team shall include the following:

(a) The classification ~~correctional probation~~ officer review as documented on Fform DC6-233c DC4-813e, Rreport of Celose Mmanagement.

(b) Completion of an updated custody score sheet.

(b)(e) Review of the Ddaily Rrecord of Segregation confinement Form DC6-229 (DC4-815).

(c)(d) No change.

(d)(e) Interview of the inmate by the institutional classification ~~close management review~~ team pursuant to 33-601.805(3).

(e)(f) No change.

(3) The action of the team shall be documented on the Rreport of Celose Mmanagement, Fform DC6-233c DC4-813(e). Each team member shall sign the report by hand or electronically. If signed by hand, with the name shall be typed or printed under the signature.

(4) ~~The close management review team shall schedule inmates who remain assigned to close management for the maximum amount of time allowable in the status for review at least one month prior to the completion of the maximum time period.~~

(a) ~~Retention in close management level I beyond 37 months is dependant on the inmate's demonstrated compliance or failure to comply with statutes or the rules and policies of the department. Team action recommending an extension of assignment to level I shall be forwarded to the warden for action.~~

(b) ~~An inmate assigned to level I for continuance beyond 37 months will be reviewed each six months thereafter by the special review team. For each six month report following the date of initial continuance, subsequent team recommendations for continuance in level I shall be reviewed by the warden and regional director.~~

(c) ~~Inmates assigned to close management level II or III shall not be retained in their assigned status level beyond the maximum period allowed for the level.~~

1. ~~An inmate in level II that remains in the assignment for the maximum period allowed shall be:~~

a. ~~Removed from close management and assigned to another status.~~

b. ~~Reassigned to close management level I if the inmate demonstrates a pattern of failure to comply with statutes and the rules and policies of the department while assigned to level II. Additional continuance in close management requires action by the warden and regional director at six month intervals from the date of the continuance.~~

e. ~~Reassigned to close management level III if the inmate has demonstrated the ability to comply with statutes and the rules and policies of the department while assigned to level II but is determined to need an additional period of observation prior to reassignment from close management status. This requires action by the warden and regional director at six month intervals from the date of the continuance.~~

2. ~~An inmate in level III that remains in the assignment for the maximum period allowed shall be reassigned from level III to another status except as outlined in 33-601.802(3). The initial recommendation for continuance in close management and all subsequent continuances in close management status requires action by the warden and regional director at six month intervals from the date of the continuance.~~

~~(4)~~(5) No change.

~~(5)~~(6) Unless removed from close management status by the state classification close management review team or reviewing authorities, time spent by the inmate in a status other than close management will not count as as towards completion of the time the inmate can be assigned to close management status. Examples include the following: time spent in disciplinary status confinement; time spent out of the department's custody; and time spent as an inpatient for medical or mental health reasons. This provision shall not be applied to status changes that occurred prior to the implementation of this rule.

~~(6)~~(7) If an inmate in close management is reassigned to another level of close management requiring the inmate to be transferred to facilitate the new level of close management, time spent awaiting transfer shall be taken into consideration when setting the schedule of reviews by the institutional classification close management review team of the receiving institution. If it becomes necessary to transfer an inmate in close management status to another close management facility, the institutional classification team of the sending institution will determine the appropriate level of close management based upon the criteria and facts for placement prior to the transfer. The decision to transfer a close management inmate shall be approved by the state classification office. If the documentation accompanies the inmate, the receiving institution can then place the inmate directly into that close management status without completing an additional evaluation. ~~However, the receiving institution also has the authority to review and recommend a change of status so long as it is not a higher close management status until continued behavior dictates an increase in the level of close management.~~

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Amended 4-14-98, Formerly 33-38.006, Amended _____.

33-601.807 Close Management – State Classification Office Warden's Responsibility.

(1) The state classification office shall convene as often as necessary to ensure that each inmate is interviewed at least once every six months to determine if continuation, modification, or removal from close management status is appropriate. The state classification office warden shall review and take action on all recommendations of the institutional classification close management review team based on review of the completed report and to ensure the decision of the institutional classification close management team is consistent with the facts and the requirements of this chapter.

(2) The state classification office's warden's review authority shall be as follows:

(a) Approve, disapprove, or modify the institutional classification close management team recommendation. ~~Approvals exceeding the time maximums shall be forwarded to~~

~~the regional director or director of security and institutional management if designated by the regional director for final action.~~

(b) Obtain further information from the institutional classification committee close management review team before reaching a final decision.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Amended 4-14-98, Formerly 33-38.007, Amended _____.

33-601.808 Close Management – Regional Director's Responsibility.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Amended 4-14-98, Formerly 33-38.008, Repealed _____.

33-601.809 Close Management – Administrative Case Management Responsibilities.

(1) Inmates in close management shall be reviewed by the assigned classification correctional probation officer every week and the review shall be documented on the Daily Record of Segregation confinement, Form DC6-229 DC4-815.

(2) Inmates in close management shall be reviewed as often as necessary but not less than once every 30 days by the institutional classification team and the reviews shall be documented on the Daily Record of Segregation, Form DC6-229.

(3) Inmates in close management shall be reviewed as often as necessary but not less than once every six months by the state classification office and the reviews shall be documented on the Daily Record of Segregation, Form DC6-229.

~~(4)~~(2) Any inmate assigned to close management for more than 30 continuous days shall be given a psychological assessment by mental health professional medical staff to determine his or her mental condition. For inmates who remain in confinement beyond 90 continuous days, a psychological assessment shall be completed each 90 day period. The assessment shall include a personal interview. All psychological assessments will be documented in the inmate's mental health file. Only those cases recommended for a change in status need to have a report prepared for the state classification office warden. The state classification office warden shall then make a final decision regarding continuation of confinement based on the facts and recommendations in the report.

~~(5)~~(3) A written assessment and evaluation report by the inmate's classification officer team is required on inmates in close management each six months for review by the institutional classification office close management review team on the Report of Close Management, Form DC6-233c DC4-813(e).

~~(6)~~(4) Inmates in close management shall receive a personal contact a minimum of:

(a) At least every hour by a correctional officer.

(b) Daily by the housing unit supervisor on duty for the day and evening shift, except in the case of an institutional emergency.

(a)(e) Daily by a clinical health care person representative of the medical department.

(b)(d) ~~As frequently as necessary, but not less than weekly,~~ by the inmate's assigned classification correctional probation officer to ensure that the inmate's welfare is properly provided for, and to determine the need for any program change recommendations.

(c) Monthly by the institutional classification team.

(d) Bi-annually by the state classification office.

(e) ~~The officer in charge on duty for the day or evening shift shall visit the housing unit to observe the operation and make any adjustments appropriate.~~

(e)(g) Weekly by the chaplain ~~if possible.~~ More frequent visits ~~shall should~~ be made upon request of the inmate, if the chaplain's schedule permits.

(7) A documented visual health and welfare/security check shall be made of all inmates in close management:

(a) Daily by the area housing supervisor.

(b) At least every 30 minutes by a correctional officer, but on an irregular schedule.

(8) Close management housing areas will be visited:

(a) Daily by the officer in charge on duty for all shifts except in the case of riot or other institutional emergency.

(b) Daily by the correctional officer chief (when on duty at the facility) except in case of riot or other institutional emergency.

(c) Weekly by the warden and assistant wardens.

(9)(5) ~~For the purposes of this rule, "special management inmate" means~~ Any inmate who has demonstrated behavior that is harmful to himself or herself shall be designated as a special risk inmate. If the inmate demonstrates bizarre, mentally disordered, or self-destructive behavior, the medical department shall be immediately contacted to determine if special watch or suicide watch procedures should be initiated. Suicidal inmates shall be removed to a designated area where a correctional officer or health care staff will provide observation. Visual checks shall be made in accordance with medical protocols or at least every 30 minutes and shall be documented on the Observation Checklist/Restraint Observation Checklist, Form DC4-650 until the inmate is no longer considered a special risk inmate. All actions taken by staff with regard to special risk inmates shall be documented on Form DC6-229, to be followed by the completion of an Incident Report, Form DC6-210 ~~could place himself, other inmates, or staff in a situation where grievous harm may be inflicted or who has become an extreme security risk. An inmate who, in the opinion of the senior correctional officer on duty, has become a special management inmate while in close~~

~~management shall whenever possible be placed in a location, either in confinement or another designated area, where more frequent observation can be given and checks made by the correctional officer or medical staff at least every 30 minutes until the inmate is no longer considered a special management inmate.~~

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Amended 4-14-98, Formerly 33-38.009, Amended _____.

33-601.810 Close Management Facilities.

(1) The number of inmates housed in a close management cell shall not exceed the number of beds in the cell except during an emergency situation as approved by the warden. Such exceptions shall not continue for more than 24 hours without the specific authorization of the regional director.

(2) All close management cells will be equipped with toilet facilities and running water for drinking and other sanitary purposes. Water in the cell can be turned off when necessary due to misbehavior. In such event, the inmate occupant shall be furnished with an adequate supply of drinking water by other means to prevent dehydration. This action shall be documented on Form DC6-229, Daily Record of Segregation.

(3) through (4) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Amended 4-14-98, Formerly 33-38.010, Amended _____.

33-601.811 Close Management – Other Conditions and Privileges.

(1) Comfort Items – Inmates in close management shall be permitted personal hygiene items and other medically needed or prescribed items such as eye glasses, ~~and~~ hearing aids, ~~etc.~~, except when security requirements dictate otherwise. Inmates in close management shall not possess any products that contain baby oil, mineral oil, cocoa butter or alcohol. In the event certain items that inmates in close management are not normally prohibited from possessing are removed from inmates in close management, the ~~senior supervising~~ correctional officer on duty shall be notified and must approve the action taken, or the item must be returned to the inmate. Action taken will be recorded on the ~~D~~daily R~~ecord of Segregation confinement, F~~orm DC6-229 DC4 815, which must be reviewed and approved by the correctional officer chief. Property receipts will be given for any personal property removed. The following comfort items will be provided as a minimum: toothbrush, toothpaste, bar of soap, towel (or paper towels), internal and external feminine hygiene products ~~sanitary napkins~~ (female), and toilet tissue.

(2) Inmates shall be allowed to retain personal property including stamps, watches, rings and health and comfort items unless there is an indication of a threat to the safety of the inmate or the institution security problem, in which case removal of any item will be documented on the Daily Record

of Segregation, Form ~~DC6-229 DC4-815~~ and a Receipt for Personal Property, Form ~~DC6-227~~ receipt issued. The warden shall determine, based on institutional considerations, whether additional property is to be allowed. Radios, tape players, record players, television sets, and other electronic entertainment devices are not authorized for inmates in close management, except as authorized by rule 33-602.101(17).

(3) Personal Hygiene – Inmates in close management shall meet the same standards in regard to personal hygiene as required of the general inmate population.

(a) through (b) No change.

~~(c) Bedding and linen will be issued and exchanged for close management inmates the same as for the general population.~~

(4) through (5) No change.

(6) Diet – All inmates in close management shall receive institutional meals as are available to the general inmate population, except that if any item on the menu might create a security problem in the close management area, then another item of comparable quality may be substituted. Other substitutions shall be documented on the Daily Record of Segregation confinement, Form DC6-229 DC4-815.

(7) No change.

(8) Clothing and Bedding – ~~Belts may be removed. Inmates in close management shall be provided the same clothing and clothing exchange as the general population unless there are facts to suggest that on an individual basis exceptions are required for the welfare of the inmate or the security of the institution. In such cases, the exceptions shall be documented on the Daily Record of Segregation, Form DC6-229 and approved by the correctional officer chief. Shower slides or slip on canvas shoes for cell use may be substituted for regulation shoes. Otherwise the clothing for inmates in close management shall be comparable to that available to the general inmate population except when security concerns dictate otherwise. In such cases, when clothing is denied to an inmate it shall be noted on form DC4-815, stating the reasons for such denial.~~

1. Any item may be removed from the cell in order to prevent the inmate from inflicting injury to himself or herself or others or to prevent the destruction of property or equipment. If an inmate's clothing is removed, a modesty garment shall be immediately obtained and given to the inmate. If the inmate chooses not to wear the garment, the garment shall be left in the cell and this action shall be documented on the Daily Record of Segregation, Form DC6-229. Under no circumstances shall an inmate be left without a means to cover himself or herself.

2. Bedding and linen for inmates in close management shall be issued and exchanged the same as is provided to the general inmate population. Any exceptions shall be based on

potential harm to individuals or a threat to the security of the institution and shall be documented on the Daily Record of Segregation, Form DC6-229.

(9) Exercise – Those inmates confined on a 24 hour basis, excluding showers and clinic trips, may exercise in their cells. However, if confinement extends beyond a 30 day period, ~~there shall be an exercise schedule~~ shall be implemented to ensure providing a minimum of 3 2 hours per week of exercise out of doors outside of the cell. Such exercise periods shall be documented on the Daily Record of Segregation, Form DC6-229 in the confinement records. The institutional classification team is authorized to restrict exercise for an individual inmate only when the inmate is found guilty of a major rule violation. In this instance, a major rule violation is defined as: any assault, battery, or attempted assault or battery; any spoken or written threats against any person; inciting or attempting to incite, or participating in any riot, strike, mutinous act or disturbance; fighting; possession of weapons, ammunitions, explosives or escape paraphernalia; escape or escape attempt. Inmates shall be notified in writing of this decision and may appeal through the grievance procedure. The denial of exercise shall be for no more than 15 days per incident and for no longer than 30 days in cumulative length and shall be documented on the Daily Record of Segregation, Form DC6-229. A document detailing an in-cell exercise plan will be provided to the affected inmate at the beginning of any period of exercise restriction and shall be documented on the Daily Record of Segregation, Form DC6-229. Exceptions to this requirement ~~shall may~~ be made only when safety and security concerns can document such exercise periods should not be granted and the withholding of exercise is approved by the institutional classification close management review team. Medical restrictions may also place limitations on the exercise periods. Wellness programs may be available for the exercise period provided such activity does not interfere with the safety of staff and inmates or security of the institution.

(10) No change.

(11) Writing Utensils. Inmates in close management status shall possess only security pens, with a possession limit of four pens. Other types of pens shall be confiscated and held until the inmate is released from close management status. A security pen is a specially designed pen, approved by the Bureau of Security Operations, that is flexible so that it bends under pressure and has a tip that retracts under excessive pressure. If no security pens are available, the inmate shall be allowed to sign out a regular pen from the close management unit officer. All care shall be taken to ensure that an inmate who requests access to a pen in order to prepare legal documents or legal mail or to file a grievance with the department has access to a pen for a time period sufficient to prepare the legal mail, documents, or grievances.

(12) Staffing Issues.

(a) Officers assigned to a close management unit shall be rotated to another assignment every 18 months for a period of at least one year. Any officer assigned to a close management post shall be authorized a minimum period of five days annual leave or a five day assignment to a less stressful post every six months.

(b) The Inspector General shall notify the warden and regional director of any officer involved in eight or more use of force incidents in a 18 month period. The regional director will review the circumstances for possible reassignment.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Formerly 33-38.011, Amended _____.

33-601.812 Close Management Records and Forms.

(1) A Report of Close Management, Form DC6-233c DC4-813(e), shall be kept for each inmate placed in close management. A photocopy of the Report of Close Management, DC6-233c shall be kept in the close management unit with the other close management records for each inmate. Upon completion of the Report of Close Management DC6-233c, the white copy of the form will be mailed to central office to be filed in the central office inmate record and the pink copy will be filed in the institutional inmate record.

(2) An Inspection of Special Housing confinement Record, Form DC6-228 DC4-814, shall be maintained in each close management area. Each Such record shall be signed by the staff person shall sign the form when entering and leaving the close management area. Prior to leaving the close management area, each the staff member will indicate any specific problems including any inmate who required special attention. Upon completion, the DC6-228, Inspection of Special Housing Record, will be maintained in the housing area and forwarded to the correctional chief on a weekly basis where it will be maintained on file pursuant to the current retention schedule.

(3) A Daily Record of Segregation confinement, Form DC6-229 DC4-815, shall be maintained for each inmate as long as he or she is in close management. The DC6-229 shall be utilized to document any and all activities, including cell searches, removal of any items, showers, recreation, and haircuts and shaves. If items that inmates in close management are not normally prohibited from possessing are denied or removed from the inmate, the shift senior correctional officer in charge of confinement or close management lieutenant on duty must approve the action initially. The items denied or removed shall be documented noted on the Form DC6-229 DC4-815 and the institutional classification team chief correctional officer shall make the final decision in regard to the appropriateness of that action no later than the next working day following this action. The supervising officer shall make a notation of any unusual occurrences or changes in the inmate's behavior and any action taken. Changes in housing location or any other special action shall also be noted. The DC6-229, Daily Record of Segregation, shall be maintained in

the housing area for one week, at which time the form will be forwarded to the warden for review. Once reviewed, these forms will be forwarded to classification to be filed in the institutional inmate record.

(4) The following forms referenced in the close management rule are hereby incorporated by reference. Copies of these forms are available from the Forms Control Administrator, Office of the General Counsel, Form DC4-813(e), Report of Close Management, is hereby incorporated by reference. A copy of this form is available from the Adult Services Program Office, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. If the form is to be mailed, the request must be accompanied by a self-addressed stamped envelope. The effective date of this form is October 1, 1995.

(a) Form DC6-229, Daily Record of Segregation, effective date _____.

(b) Form DC6-233c, Report of Close Management, effective date _____.

(c) Form DC6-227, Receipt for Personal Property, effective date _____.

(d) Form DC6-228, Inspection of Special Housing Record, effective date _____.

(e) Form DC4-650, Observation Checklist/Restraint Observation Checklist, effective date _____.

(f) Form DC6-210, Incident Report, effective date _____.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—Formerly 33-3.0083, 10-1-95, Amended 4-14-98, Formerly 33-38.012, Amended _____.

DEPARTMENT OF CORRECTIONS

RULE TITLE: Disciplinary Confinement
 RULE NO.: 33-602.222

PURPOSE AND EFFECT: The purpose of the proposed rule is to clarify provisions related to disciplinary confinement, to incorporate new forms utilized in conjunction with the rule, and to describe duties and responsibilities of staff related to disciplinary confinement. The effect of the proposed rule is to provide clarification as to: physical structure, equipment and lighting of disciplinary confinement cells; the use of bedding and provision of clothing and comfort items; diet, meals and weight records of inmates housed in disciplinary confinement; legal access; visitation privileges; personal property allowed in disciplinary confinement; restrictions on exercise; required staff visits to disciplinary confinement; and restraint and escort requirements.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Confinement.

SPECIFIC AUTHORITY: 20.315, 944.09 FS.

LAW IMPLEMENTED: 944.09 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 26, 2000

PLACE: Law Library Conference Room, Room B-404, 2601 Blair Stone Road, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Giselle Lylen Rivera, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.222 Disciplinary Confinement.

(1) Confinement Facilities and Conditions.

(a) Cells. Inmates placed in disciplinary confinement should ~~normally~~ be placed in single cells. The confinement cells should be approximately the same square footage as utilized for general population inmates. Inmates will not be housed in disciplinary confinement cells in greater number than there are bunks in the cells. The only exception to this policy would be during an emergency situation as approved by the warden or duty warden. However, if this exception exists in excess of twenty-four (24) hours, ~~then~~ the warden or duty warden must get specific authorization from the ~~r~~Regional ~~d~~Director to continue to house inmates in this manner.

1. All disciplinary confinement cells ~~shall will normally~~ be equipped with ~~appropriate~~ toilet facilities and running water for drinking and other sanitary purposes. Water in the cell can be turned off when necessary. The master control for the running water may be placed outside the cell in the event it becomes necessary to cut off running water in a cell due to misbehavior. In such event, the inmate occupant will be furnished an adequate supply of drinking water by other means to prevent dehydration. These actions shall be documented on Form DC6-229, Daily Record of Segregation.

2. Prior to placement of an individual in a disciplinary confinement cell, it will be thoroughly inspected to ensure that it is in proper order and the inmate housed in that cell will then be held responsible for the condition of the cell.

3. Disciplinary confinement cells ~~shall should~~ be physically separate located separately from administrative confinement and protective management cells, whenever possible, given the physical design of the facility and the number of inmates housed in confinement areas. Whenever such location is not possible, physical barriers shall preclude the cross association of those in disciplinary confinement with those in administrative confinement and protective management. Disciplinary confinement units shall be built the general inmate population, but in a common area to permit verbal communication and to allow for unobstructed

observation by staff. ~~Additionally, whenever possible, disciplinary confinement cells should be located separately from administrative and protective confinement cells and close management cells.~~

4. Each confinement cell ~~shall should~~ provide for a minimum of twenty foot-candles of light, including natural lighting, ~~unless the behavior of the occupant is such that removal of such light is necessary in order to control behavior. In such cases, approval of the senior correctional officer is required and such approval will be documented on the Daily Record of Segregation, DC4 815. Such light restriction will be for the shortest period necessary to gain control of the inmate. Once the inmate is removed from the light restricted status, such removal will also be noted on the DC4 815. The removal decision will also be made by the senior correctional officer.~~

5. Care ~~shall should~~ be exercised to maintain noise levels in confinement units at a reasonable level so as not to interfere with normal human activities.

(b) Clothing and Bedding.

1. Inmates in disciplinary confinement shall be provided the same clothing and clothing exchange as the general inmate population unless there are ~~clear~~ facts to suggest that on an individual basis exceptions ~~shall should~~ be made for the welfare of the inmate or the security of the institution. In such cases, the exceptions should be noted on the DC6-229 DC4 815 Form and approved by the chief of security warden. Shower slides may be substituted for regulation shoes. Any item may be removed from the cell in order to prevent the inmate from inflicting injury to himself or herself or others or to prevent the destruction of property or equipment. If an inmate's clothing is removed, a modesty garment shall be immediately obtained and given to the inmate. If the inmate chooses not to wear the garment, the garment shall be left in the cell and this action shall be documented on Form DC6-229. Under no circumstances shall an inmate be left without a means to cover himself or herself.

2. Bedding and linen for those in disciplinary confinement ~~shall should~~ be issued and exchanged the same as is provided to the general inmate population. ~~Again, Any exceptions shall should~~ be based on potential harm to individuals or a clear threat to the security of the institution. Such exceptions ~~shall should~~ be documented reflected on the DC6-229 DC4 815.

(c) Diet and Meals. Except for inmates who have been placed on the special management meal in accordance with rule 33-602.223, inmates in disciplinary confinement shall should receive a meal representative of the food served the general population, but not necessarily a choice of every item. Any food item that might create a security problem in the confinement area ~~shall may~~ be substituted ~~for~~ by another item of comparable quality and quantity.

(d) Comfort Items. Inmates in confinement will be afforded the following comfort items as a minimum: toothbrush, toothpaste, bar of soap, towel (or paper towels), toilet tissue, and internal and external feminine hygiene products sanitary napkins for women, and toilet tissue.

(e) No change.

(f) Weighing. Inmates shall ~~will~~ be weighed upon entering disciplinary confinement, at least once a week while in confinement, and upon leaving confinement ~~and a record made thereof.~~ The weight of the inmate shall be documented on Form DC6-229, Daily Record of Segregation.

(g) No change.

(h) Correspondence.

1. Inmates in disciplinary confinement shall be allowed routine correspondence privileges unless restricted as provided in rule 33-601.308, Disciplinary Action. Inmates shall ~~should~~ be encouraged to write their family to advise them of their anticipated visiting status.

2. Grievance forms will also be made available to the inmate at any time regardless of his confinement status. Such forms will be immediately transmitted to the addressee without delay.

(i) Legal Access.

1. Inmates An inmate in disciplinary confinement shall be permitted to have access to their personal legal papers and law books, to correspond with the may be required to conduct legal business by correspondence rather than a personal visit to the law library, to have the law library deliver research materials to their cells, and to if security requirements prevent a personal visit with certified inmate law clerks. However, all Ssteps shall must be taken to ensure that the inmates are is not denied needed access while in disciplinary confinement.

2. Written inmate requests for legal assistance shall be directed to the librarian and shall be responded to within 2 working days of receipt, not including the day of receipt. For purposes of this rule, "working day" shall mean any weekday not including holidays or weekends. Specific requests for cases, statutes or other reference materials, or requests for legal supplies or forms shall be responded to by means of correspondence. However, written inmate requests for legal assistance that are broad in scope, contain incorrect references to research materials, or where the styling or content of the request indicates that the inmate lacks an understanding of the law or legal research, that the inmate is functionally illiterate, or that the inmate may be impaired, shall be responded to by personal interview with an inmate law clerk or the librarian.

~~3.2.~~ Legal visits shall be allowed as provided in rule 33-601.711, Legal Visitors.

~~4.3.~~ Indigent inmates will be provided appropriate paper and writing utensils in order to prepare legal papers. Inmates who are not indigent shall be allowed to purchase paper and

envelopes for this purpose through a canteen order. Typewriters or typing services are not considered required items and will not be permitted in confinement cells.

(j) Telephone. Inmates in disciplinary confinement shall ~~are not be normally~~ allowed telephone privileges except in cases of emergency or when necessary to ensure the inmate's access to attorneys or the courts and only when alternative means of access are not feasible. Calls to ~~courts or~~ attorneys shall not be monitored.

(k) Visiting Privileges.

1. Inmates in disciplinary confinement will be allowed visits only ~~under unusual circumstances~~ when specifically authorized by the warden or his designated representative.

2. When an inmate is denied visiting privileges or has special visiting restrictions, it is the responsibility of the inmate to inform the visitors of such restrictions. Staff shall ~~should~~ specifically point out this responsibility to the inmate at such time as the restrictions become effective. If sufficient time has lapsed so that visitors could have been informed, then the visiting restrictions shall ~~may~~ be imposed even though visitors arrive and request visits. However, if insufficient time precluded notification of the visitors of the restrictions imposed, consideration shall ~~should~~ be given for a special visitors pass. Such special consideration may be for a shorter period than the full visiting day.

(l) Personal Property. Inmates are allowed to retain stamps, eyeglasses, hearing aids, personal watches, and rings in confinement unless their actions require removal of such. Superintendents may approve additional items on an individual basis.

(m) No change.

(n) Exercise. Those inmates confined on a twenty-four hour basis (excluding showers and clinic trips) may exercise in their cells. However, if confinement extends beyond a thirty-day period an exercise schedule shall ~~should~~ be implemented to ensure a minimum of three two hours per week of exercise out of doors outside of the cell. Such exercise periods shall ~~should~~ be documented on Form DC6-229 the confinement records. The warden or assistant warden is authorized to restrict exercise for an individual inmate only when the inmate is found guilty of a major rule violation. In this instance, a major rule violation is defined as: any assault, battery, attempted assault or battery; any spoken or written threat towards any person; inciting, attempting to incite or participating in any riot, strike, mutinous act or disturbance; fighting; possession of weapons, ammunition, explosives or escape paraphernalia; escape or escape attempt. Inmates shall be notified in writing of this decision and may appeal through the grievance procedure. The denial of exercise shall be no more than 15 days per incident and for no longer than 30 days cumulative length and shall be documented on Form DC4-815. A document detailing an in-cell exercise plan will be provided to the affected inmate at the beginning of any period of

exercise restriction and shall be documented on Form DC6-229. Exceptions to this requirement may be made only when clear and compelling facts show that such exercise periods should not be granted. Restrictions may also be placed on the exercise periods by professional medical staff. The reasons for any exercise restrictions shall be documented.

(o) Canteen Items. Inmates in disciplinary confinement shall be allowed to purchase canteen items once every other week with the following restrictions:

1. Inmates in disciplinary confinement are prohibited from possessing or purchasing any canteen food items.

2. Inmates in disciplinary confinement shall be allowed to purchase a maximum of five non-food canteen items. In making this determination, with the exception of stamps and notebook paper, it is the number of non-food items that is counted, not the type of item. For example, three security pens counts as three items, not one item. Twenty-five stamps or fewer will count as one item and two packages or less of notebook paper will count as one item. Non-food items shall be limited to security pens, paper, stamps, envelopes, roll-on or stick deodorant and shower slides.

(p) Writing utensils. Inmates in disciplinary confinement shall possess only security pens, with a possession limit of four pens. Other types of pens shall be confiscated and held until the inmate is released from disciplinary confinement status. A security pen is a specially designed pen, approved by the Bureau of Security Operations, that is flexible so that it bends under pressure and has a tip that retracts under excessive pressure. If no security pens are available, the inmate shall be allowed to sign out a regular pen from the confinement unit officer. All care shall be taken to ensure that an inmate who requests access to a pen in order to prepare legal documents or legal mail or to file a grievance with the department has access to a pen for a time period sufficient to prepare the legal mail, documents, or grievances.

(q)(~~o~~) Restrictions.

1. Any privilege listed within this section, except essential health items; (including prescribed medication); and receiving and sending legal mail or grievance forms shall be subject to restriction may be restricted when an inmate's conduct and behavior become unmanageable.

2. Any item may be removed from the cell in order to prevent the inmate from inflicting injury to himself or others or to prevent the destruction of property or equipment.

2.3. When any privilege is restricted or any item is removed from an inmate's cell in accordance with paragraphs 1. and 2. above, the action taken must be approved by the senior correctional officer. The action taken and the reason for it shall be documented recorded on the Daily Record of Segregation, Form DC6-229 DC-815. A receipt shall be given for any property taken. This action must be reviewed and approved by the correctional officer chief of security no later than the next working day following this action.

(2) Restraint and Escort Requirements.

(a) Prior to opening any cell for any purpose, including exercise, medical or disciplinary call-outs, telephone calls, recreation, and visits, all inmates in the cell shall be handcuffed behind their backs, unless documented medical conditions require that an inmate be handcuffed in front. In such cases, escort officers shall be particularly vigilant.

(b) A minimum of two officers shall be physically present at the cell whenever the cell door is opened.

(c) Prior to escorting an inmate from a cell, the inmate shall be thoroughly searched. If the inmate is being taken outside the immediate housing unit, leg irons and other appropriate restraint devices shall be applied.

(d) After the required restraints are applied, the inmate has been thoroughly searched, and the cell door has been secured, the second officer is authorized to leave the area.

(e) If two inmates are being escorted from the same cell, both inmates can be escorted at the same time provided that the second officer remains to escort the second inmate and no other movement is occurring on the wing. During all other situations, only one inmate at a time shall be escorted on each confinement wing.

(3)(2) Review of Release From Disciplinary Confinement.

(a) The institutional classification team (ICT) Disciplinary Team members will frequently review the case of each inmate in disciplinary confinement, determine the inmate's attitude and return the inmate to the regular inmate population when, in the Team's opinion, he or she may reasonably be expected to adequately adjust and conform to the rules and regulations. A classification officer shall review each inmate assigned to disciplinary confinement status. The classification officer is authorized to recommend to the ICT release of an inmate who has met the behavioral objectives. The ICT shall review the recommendation and approve or disapprove the request. Disciplinary confinement shall should always be for the shortest period of time that accomplishes the desired results of favorable adjustment. The ICT is authorized to shorten (time in disciplinary confinement may be shortened for good behavior and attitude.

(b) No inmate will be held in disciplinary confinement to exceed the maximum penalty for the rule violation. Any inmate assigned to disciplinary confinement for 30 days shall is to be given a psychological assessment by mental health the professional staff to determine his mental condition. The assessment shall include a personal interview. The psychologist shall prepare a report to the warden with the facts of the case. If a recommendation to release the inmate from confinement is made by the psychologist, the ICT shall, after a review of the documentation provided by the classification officer and security staff on the inmate's Daily Record of Segregation, DC6-229, make a final decision regarding confinement. The warden will then make a final decision regarding continuation of confinement. All such assessments

~~shall be to be documented in the mental health record.~~ If the decision is to continue confinement and that confinement extends beyond 90 days, a new psychological assessment will be ~~completed accomplished~~ each 90-day period. If ~~no there is not~~ psychological staff ~~are~~ available at the institution or facility, the ~~ICT warden~~ shall make the decision whether to continue the disciplinary confinement.

~~(4)(3)~~ Visits to Disciplinary Confinement.

(a) Disciplinary confinement areas housing inmates shall require a physical visit to each cell at least:

~~1. Hourly by a correctional officer.~~

~~2. Daily by the Officer in Charge on duty for the day or evening shift, except in the case of riot or other institutional emergency.~~

~~1.3. Daily by a clinical health care person representative of the Medical Department except at Road Prisons and Community Facilities where full-time medical staff is not available. At such facilities the correctional officer assigned to the confinement area will check inmates in confinement at least every two hours to see whether any inmate has any obvious medical abnormalities, whether there is a need for immediate health care, and whether there is a need to bring anything to the attention of the contract physician. The contract physician must see all inmates in disciplinary confinement at least weekly.~~

~~2.4. As frequently as necessary by a classification officer Disciplinary Team members, but not less than weekly for the first two months and at least every 30 days thereafter, to ensure that the inmate's welfare is properly provided for and to determine the time and method of release.~~

~~3. As frequently as necessary, but not less than once every 30 days by the ICT to ensure that the inmate's welfare is properly provided for and to determine the time and method of release.~~

~~4. The state classification office (SCO) will review every inmate housed in disciplinary confinement longer than 60 consecutive days as frequently as necessary to ensure that the inmate's welfare is provided for and to determine if the inmate should be released. A list of inmates meeting the above criteria shall be provided to the SCO by classification staff at the facility.~~

~~5. Weekly by the Chaplain if possible. The Chaplain is also authorized to He may also provide spiritual guidance and counsel to inmates in confinement and may distribute religious materials.~~

~~(b) A documented visual health and welfare and security check shall be made of all inmates in disciplinary confinement:~~

~~1. Daily by the housing area supervisor.~~

~~2. At least every 30 minutes by a correctional officer, but on an irregular schedule. An Inspection of Confinement Record, DC4-814, will be maintained in each disciplinary confinement housing area in the institution. All persons~~

~~making visits to confinement will sign this form at the time of each visit. By signing the form, the officer is certifying that he has checked the confinement area.~~

~~(c) Disciplinary confinement housing areas will be visited:~~

~~1. Daily by the officer-in-charge on duty for all shifts except in the case of riot or other institutional emergency.~~

~~2. Daily by the chief of security (when on duty at the facility) except in cases of riot or other institutional emergency.~~

~~3. Weekly by the warden and assistant wardens.~~

~~(d)(e) For the purposes of this rule, "special management inmate" means Any inmate who has demonstrated behavior that is or could be harmful to himself or herself shall be designated as a special risk inmate. If the inmate exhibits bizarre, mentally disordered, or self-destructive behavior, the medical department shall be immediately contacted to determine if special watch or suicide watch procedures should be initiated. Suicidal inmates shall be removed to a designated area where a correctional officer or medical staff provide observation. Visual checks shall be made in accordance with medical protocols or at least every 30 minutes and shall be documented on Form DC4-650 until the inmate is no longer considered a special risk inmate. Form DC4-650 is incorporated by reference in (7) of this rule. All actions taken by staff with regard to special risk inmates shall be noted on Form DC6-229 and shall be followed with an incident report, Form DC6-210 could place himself, other inmates, or staff in a situation where grievous harm may be inflicted or who has become an extreme security risk. An inmate who, in the opinion of staff, has become a special management inmate while in disciplinary confinement should be placed in a location, either in confinement or another designated area, where more frequent observation can be given and checks made by the correctional officer or medical staff at least every 30 minutes until the inmate is no longer considered a special management inmate. Forms DC6-229 and DC6-210 are incorporated by reference in (7) of this rule.~~

~~(5)(4) Daily Record of Segregation.~~

~~(a) A Daily Record of Segregation, Form DC6-229 DC4-815, will be maintained on each inmate in disciplinary confinement. Inmates placed in confinement shall be weighed. Inmates confined for 30 days or more shall be weighed after 30 days and weekly thereafter. The weight of the inmate shall be recorded on Form DC4-815, Daily Record of Segregation. The supervising officer of all three shifts the day and the evening shift, health care representatives of the medical staff, classification staff and the ICT or SCO a disciplinary team member will sign the DC6-229 DC4-815 form whenever they make a visit to a specific inmate. Full and complete remarks are to be made in the following situations:~~

~~1.(a) Security Custodial Department – Supervising Officer.~~

~~a.1.~~ Whenever a check of inmates is made on a ~~routine or~~ special basis.

~~b.2.~~ When there is an unusual occurrence in the inmate's behavior.

~~c.3.~~ When it becomes necessary to notify the ~~m~~Medical ~~d~~Department.

~~d.4.~~ When it becomes necessary to restrict any privilege or remove any clothing, bedding or comfort item for the inmate's own protection or to prevent destruction.

~~e.5.~~ If the inmate refuses food.

~~f.6.~~ Cell changes.

~~g.7.~~ Release to population.

~~h.8.~~ To further explain a notation made under the "Physical Appearances" or "Attitude" sections of the Daily Record of Segregation.

~~i.9.~~ When medication is issued by the ~~s~~Security ~~s~~Staff upon medical instructions.

~~2.(b)~~ Medical Department.

~~a.1.~~ When the inmate is ordered removed from confinement and where relocated.

~~b.2.~~ When the inmate's diet is ordered changed.

~~c.3.~~ When changes of clothing, bedding or other restrictions are ordered.

~~d.4.~~ When complaints are received and treatment is given.

~~e.5.~~ When any unusual circumstances occur.

~~f.6.~~ When medication is dispensed.

~~3.(e)~~ Classification Officer ~~Disciplinary Team.~~

~~1.~~ Upon each review of the case.

~~2.~~ Upon release from confinement.

~~4.~~ ICT

~~a.~~ Upon each review of the case.

~~b.~~ Upon release from confinement.

~~5.~~ SCO

~~a.~~ Upon each review of the case.

~~b.~~ Upon release from confinement.

~~(b) The DC6-229, Daily Record of Segregation, shall be maintained in the housing area for one week, at which time the form shall be forwarded to the warden for review. Once reviewed, the form shall be forwarded to classification to be filed in the institutional inmate record.~~

~~(5) Inspection of Special Housing Record. Form DC6-228, Inspection of Special Housing Record, shall be maintained in each disciplinary confinement area. Each staff person shall sign the form when entering and leaving the disciplinary confinement area. Prior to leaving the disciplinary confinement area, each staff member shall indicate any specific problems, including identification of any inmate who required special attention. Additionally, security personnel assigned to this area shall use this form to document all routine security checks. The officer-in-charge shall sign the DC6-228 when conducting his or her daily routine visit to the confinement area. Entries on this form by security staff, as referenced above, shall~~

specifically state that each cell in the disciplinary confinement area has been visited and will indicate any specific problem, including identification of any inmate who required special attention. Upon completion, the DC6-228 will be maintained in the housing area and will be forwarded to the chief of security on a weekly basis where it will be maintained on file pursuant to the current retention schedule.

(6) Staffing issues.

(a) Officers assigned to a confinement unit shall be rotated every 18 months to another assignment for a period of at least one year before reassignment to this type of housing unit. Any officer assigned to a confinement post shall be authorized a minimum period of five days annual leave or a five day assignment to a less stressful post every six months.

(b) The Inspector General shall notify the warden and regional director of any officer involved in eight or more use of force incidents in an 18 month period. The regional director will review the circumstances for possible reassignment.

(7) Forms. The following forms referenced in this rule are hereby incorporated by reference. A copy of any of these forms may be obtained from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) Form DC6-229, Daily Record of Segregation, effective date _____.

(b) Form DC6-228, Inspection of Special Housing Record, effective date _____.

(c) Form DC6-210, Incident Report, effective date _____.

(d) Form DC4-650, Observation Checklist/Restraint Observation Checklist, effective date _____.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History-- New 3-12-84, Formerly 33-3.084, Amended 7-10-90, 4-28-96, 12-7-97, _____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE TITLE:

RULE NO.:

Noticed General Permit for Temporary

Agricultural Activities

40E-400.470

PURPOSE AND EFFECT: To create a streamlined noticed general environmental resource permit for single-season agricultural projects. The rule proposes to limit agricultural activities to horticultural, seasonal crops that are harvested in one growing season. The rule also proposes that the noticed general permit is valid only for the defined agricultural activities that are located in existing improved or semi-improved pastures or fields that have been cultivated within the last five years.

SUBJECT AREA TO BE ADDRESSED: The proposed rule will develop specific permitting criteria for the construction and operation of a surface water management system serving seasonal, horticultural crops.

SPECIFIC AUTHORITY: 120.536(1), 120.54, 373.044, 373.113, 373.118 FS.

LAW IMPLEMENTED: 120.60, 373.118, 373.119, 373.413, 373.416, 373.418, 373.423 FS.

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

TIME AND DATE: 10:00 a.m., May 15, 2000

PLACE: Miami-Dade County Cooperative Extension Service, 18710 S. W. 288 Street, Homestead, FL 33030

TIME AND DATE: 10:00 a.m., May 18, 2000

PLACE: County Parks & Recreation's Team Town Center, 309 N. W. Second Street, Okeechobee, FL 34972

TIME AND DATE: 10:00 a.m., May 22, 2000

PLACE: John Boy Auditorium, The Beardsley Room, S. W. Owens Avenue, Clewiston, FL 33440

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Penelope Bell, South Florida Water Management District, 3301 Gun Club Road, MS 0500, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6320 or (561)682-6320 or via email at pbell@sfwmd.gov

Although Governing Board meetings, hearings and workshops 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 any appeal is to be based. Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-400.470 Noticed General Permit for Temporary Agricultural Activities.

(1) A noticed general permit is hereby granted to any property owner for temporary agricultural activities, provided all the following criteria are met:

(a) The permittee must satisfy and comply with the general and specific conditions set forth in Rule 40E-400.215, F.A.C.:

(b) Agricultural activities shall be horticultural and limited to seasonal crops. Seasonal crops are harvested in one growing season, which shall not exceed one year;

(c) This permit is valid only for activities in existing improved or semi-improved pastures or fields that have been cultivated within the last five years. For purposes of this section, improved or semi-improved pastures are lands that have been cleared of native plants by mechanical means;

(d) The project for purposes of this section is defined as both farmed and detention areas. In order to qualify for a permit under this section, the project size shall not exceed 320 contiguous acres;

(e) The project outfall structure must be located more than one mile from Outstanding Florida Waters;

(f) No works or farming activities shall occur within 50 feet of a wetland. If wetlands are located within the project area, a minimum fifty-foot buffer must be maintained around the wetland;

(g) Pump rates shall not exceed a volume of two inches per day at a rate of 37.7 gallons per minute per acre of farmed area. Pump on/off elevations shall be within 2.5 feet of natural ground within the farmed area. All surface water discharges shall be into detention areas;

(h) Water levels in the detention areas shall not exceed a depth of 1.5 feet above natural ground within the detention area;

(i) Water quality and attenuation requirements shall be met by establishing detention areas at a minimum of fifteen percent of the farmed area;

(j) If wetlands are located within a detention area, then the control elevation of the detention area shall be set at the wetland edge elevation. If no wetlands are located within a detention area, then the control elevation shall be set at natural ground elevation;

(k) Control structures and setbacks shall be sized according to the following list depending on the project size:

Project Size	Minimum Setback between Project Edge and Property Boundary Line	Control Structure
0-25 acres	100 feet	6" riser and 6" pipe equivalent
26-65 acres	100 feet	12" riser and 12" pipe equivalent
66-105 acres	150 feet	18" riser and 18" pipe equivalent
106-145 acres	150 feet	24" riser and 24" pipe equivalent
146-185 acres	150 feet	30" riser and 30" pipe equivalent
186-225 acre	200 feet	36" riser and 36" pipe equivalent
226-265 acres	200 feet	42" riser and 42" pipe equivalent
266-305 acres	300 feet	48" riser and 48" pipe equivalent
306-320 acres	300 feet	54" riser and 54" pipe equivalent;

(l) Discharges shall be to the existing pre-project surface water conveyance pathway;

(m) Detention area dikes shall be constructed with a top elevation of 3.5 feet above the control elevation with a minimum five-foot top width and 2:1 sideslopes;

(n) Internal farm ditches shall be no deeper than three feet below natural ground elevation (excluding sump areas for pump placement);

(o) External perimeter berms of the farmed areas shall not exceed two feet in height;

(p) Farming areas must be laid out in a manner that will not block or impede off-site flows;

(q) Access to the fields shall be accomplished by existing roads. Roads into or on the project are not part of this authorization;

(2) As a minimum requirement, the applicant must submit a best management plan that addresses sediment control, soil erosion, nutrients, pesticides, herbicides, suspended solids at points of discharge and other agricultural practices appropriate to crop and site conditions.

(3) The duration of this permit shall not exceed two years. No more than one year of the permit duration shall be dedicated to the planting and harvesting of crops. The remainder of the duration of the permit must be dedicated to fallow time. At the end of the growing season specified in the permit, all works shall be removed from the site and the site returned to the condition that existed prior to permit issuance. The site shall remain fallow the following year. Within 30 days of the rededication the permittee shall provide written notification to the District that the project has been rededicated to conditions that existed prior to permit issuance.

(4) The District reserves the right to inspect the site for consistency with the plans and requirements during the growing season and after the site has been restored to conditions that existed prior to permit issuance.

(5) This permit does not provide authorization to use water or constitute a permit under Part II of Chapter 373, F.S., Rules 40E-2 or 40E-20, F.A.C. It is recommended that the permittee consult the USDA Farm Service Agency regarding the applicability of the National Food Security Act, USCA, Title 16 § 3821, to the temporary agricultural activities.

Specific Authority 120.536(1), 120.54, 373.044, 373.113, 373.118 FS. Law Implemented 120.60, 373.118, 373.119, 373.413, 373.416, 373.418, 373.423 FS. History—New _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Child Health Check-Up
RULE NO.: 59G-4.080
PURPOSE AND EFFECT: The purpose of this rule development is to change the rule name from EPSDT to Child Health Check-Up and incorporate by reference the Florida Medicaid Child Health Check-Up Coverage and Limitations Handbook, April 2000, in 59G-4.080. The effect will be to incorporate by reference in the rule the current Florida Medicaid Child Health Check-Up Coverage and Limitations Handbook.
SUBJECT AREA TO BE ADDRESSED: Early and Periodic Screening, Diagnosis and Treatment Service (EPSDT).
SPECIFIC AUTHORITY: 409.919 FS., Chapter 93-129, Sec. 58, Laws of Florida.
LAW IMPLEMENTED: 409.905, 409.908 FS.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:
TIME AND DATE: 10:00 a.m. – 11:00 a.m., May 15, 2000

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room E, Tallahassee, Florida
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Anne Boone, Registered Nursing Consultant, Medicaid Program Office, Agency for Health Care Administration, P. O. Box 12600, Tallahassee, FL 32317-2600, (850)488-9228

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.080 Child Health Check-Up Early and Periodic Screening, Diagnosis and Treatment Service (EPSDT).

(1) This rule applies to all Child Health Check-Up EPSDT service providers, with a Category of Service Code 55 listed on their provider file, enrolled in the Medicaid program.

(2) All Child Health Check-Up EPSDT service providers enrolled in the Medicaid program must comply with the provisions of the Florida Medicaid Child Health Check-Up EPSDT Coverage and Limitations Handbook, April 2000 July 1997, incorporated by reference and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Chapter 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908 FS. History—New 1-1-77, Amended 2-6-78, 1-4-79, 2-18-80, 9-15-80, 9-30-81, Formerly 10C-7.47, Amended 7-17-91, 5-11-92, 5-27-93, Formerly 10C-7.047, Amended 12-26-95, 4-2-98, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE TITLE: Approved Schools and Colleges
RULE NO.: 61G17-1.010
PURPOSE AND EFFECT: The Board proposes to review this rule and determine if amendments are necessary.
SUBJECT AREA TO BE ADDRESSED: Approved Schools and Colleges.
SPECIFIC AUTHORITY: 120.53(1), 472.013(4) FS.
LAW IMPLEMENTED: 472.013(4) FS.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATES AND PLACE SHOWN BELOW:
TIME AND DATES: 9:00 a.m., May 18-19, 2000
PLACE: Sheraton Suites, 2001 S. Roosevelt Blvd., Key West, Florida 33040
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sherry Landrum, Executive Director, Board of Professional Surveyors and Mappers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE TITLE: Notice of Mailing Address and Places of Practice
 RULE NO.: 61G17-1.019

PURPOSE AND EFFECT: The Board proposes to promulgate a new rule addressing the notice of mailing addresses and places of practice.

SUBJECT AREA TO BE ADDRESSED: Notice of Mailing Address and Places of Practice.

SPECIFIC AUTHORITY: 455.275 FS.

LAW IMPLEMENTED: 455.275 FS.

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

TIME AND DATES: 9:00 a.m., May 18-19, 2000

PLACE: Sheraton Suites, 2001 S. Roosevelt Blvd., Key West, Florida 33040

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE TITLE: Education
 RULE NO.: 61G17-3.0021

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

SUBJECT AREA TO BE ADDRESSED: Education.

SPECIFIC AUTHORITY: 472.013 FS.

LAW IMPLEMENTED: 472.005, 472.013 FS.

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

TIME AND DATES: 9:00 a.m., May 18-19, 2000

PLACE: Sheraton Suites, 2001 S. Roosevelt Blvd., Key West, Florida 33040

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

Landrum, Executive Director, Board of Professional Surveyors and Mappers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLE: Supervised Clinical Experience Defined
 RULE NO.: 64B1-4.0015

PURPOSE AND EFFECT: The proposed amendments to the current Rule will clarify the definition of supervised clinical experience.

SUBJECT AREA TO BE ADDRESSED: Supervised Clinical Experience Defined.

SPECIFIC AUTHORITY: 457.104 FS.

LAW IMPLEMENTED: 457.105 FS.

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

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

64B1-4.0015 Supervised Clinical Experience Defined.

For the purposes of Rule 64B1-4.001, the Board defines "supervised clinical experience" as follows:

(1) through (3) No change.

(4) During the remaining ~~final~~ 200 hours of supervised clinical experience, the student must be under the direct or indirect supervision of the supervisor/instructor. Indirect supervision shall mean that the supervisor/instructor is physically present on the premises, so that the supervisor/instructor is immediately available to the student when needed.

(5) During the remaining ~~final~~ 200 hours of supervised clinical experience, the student must diagnose and treat a minimum of 30 different patients.

Specific Authority 457.104, 457.105 FS. Law Implemented 457.105 FS. History—New 11-21-95, Amended 2-19-96, Formerly 59M-4.0015, Amended

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLES:	RULE NOS.:
Definitions	64B1-8.001
Monitoring Sterilization and Infection Control	64B1-8.002
Laboratory Testing	64B1-8.006

PURPOSE AND EFFECT: The proposed changes to current Rules 64B1-8.001 and 64B1-8.002 will remove certain references to staples, and will further specify sterilization and infection control requirements. Proposed rule 64B1-8.006 will authorize licensed acupuncturists to order laboratory testing to prevent disease.

SUBJECT AREA TO BE ADDRESSED: Definitions, Monitoring Sterilization and Infection Control, Laboratory Testing.

SPECIFIC AUTHORITY: 457.102(1), 457.104, 457.1085 FS.

LAW IMPLEMENTED: 457.102(1), 457.1085 FS.

A RULE DEVELOPMENT WORKSHOP FOR PROPOSED RULES 64B1-8.001 AND 64B1-8.002 WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m., June 2, 2000

PLACE: Embassy Suites Hotel, 555 North Westshore Blvd., Tampa, Florida 33609

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP FOR PROPOSED RULE 64B1-8.006 WILL BE HELD AT THE SAME TIME, DATE AND PLACE SHOWN ABOVE.

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

The Preliminary Text of Proposed Rules 64B1-8.001 and 64B1-8.002 is not available.

64B1-8.006 Laboratory Testing.

As a modern oriental medical technique which contributes to disease prevention, laboratory testing may be ordered by licensees under this chapter.

Specific Authority 457.102(1), 457.104, 457.1085 FS. Law Implemented 457.102(1), 457.1085 FS. History--New _____.

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLE:	RULE NO.:
Disciplinary Guidelines	64B1-9.001

PURPOSE AND EFFECT: The proposed changes to the current Rule will establish disciplinary guidelines for violation of certain parts of Chapters 457 and 455, Part II.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

SPECIFIC AUTHORITY: 455.627(1), 457.104 FS.

LAW IMPLEMENTED: 455.627(2),(3), 457.109 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 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:

64B1-9.001 Disciplinary Guidelines.

(1) When the Board finds any person has committed any of the acts set forth in 455.624(1) or Section 457.109(1), Florida Statutes, it shall issue a final order imposing appropriate penalties as recommended in the following disciplinary guidelines.

(a) Attempting to obtain, obtaining, or renewing a license to practice acupuncture by bribery, or fraudulent misrepresentations, or through an error of the Department or Board. The usual recommended penalty shall be revocation of the license certificate to practice acupuncture.

(b) No change.

(c) Being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, ~~in any jurisdiction~~ of a crime in any jurisdiction which ~~directly~~ relates to the practice of acupuncture or to the ability to practice acupuncture. ~~Any plea of nolo contendere shall be considered a conviction for purposes of this chapter.~~ The usual recommended penalty shall be suspension of the license certificate to practice acupuncture until such time as the licensee certificateholder can, to the Board's satisfaction, demonstrate rehabilitation.

(d) False, deceptive, or misleading advertising or advertising which claims that acupuncture is useful in curing any disease. The usual recommended penalty shall be a reprimand and an administrative fine of up to \$500.00.

(e) Advertising, practicing, or attempting to practice under a name other than one's own. The usual recommended penalty shall be a reprimand and an administrative fine of up to \$500.00.

(f) Failing to report to the Department any person who the licensee knows is in violation of this chapter or of the rules of the Department or Board. The usual recommended penalty shall be a reprimand and an administrative fine of up to \$500.00.

(g) Aiding, assisting, procuring, employing, or advising any unlicensed person to practice acupuncture contrary to Chapter 457 or Chapter 455 Part II this chapter or to a rule of the Department or Board. The usual recommended penalty shall be a six (6) month suspension immediately followed by a six (6) month probation with such terms and conditions as set forth by the Board.

(h) Failing to perform any statutory or legal obligation placed upon a licensed acupuncturist. The usual recommended penalty shall be a reprimand and an administrative fine of up to \$500.00.

(i) Making or filing a report, signed in the capacity of a licensed acupuncturist, which the licensee certificate holder knows to be false, intentionally or negligently failing to file a report or record required by state or federal law, willfully impeding or obstructing such filing or inducing another person to do so. ~~Such reports or records shall include only those which are signed in the capacity as a licensed acupuncturist.~~ The usual recommended penalty shall be a reprimand and an administrative fine of up to \$500.00.

(j) Exercising influence within a patient-acupuncturist relationship for purposes of engaging a patient in sexual activity, or engaging or attempting to engage a patient in verbal or physical sexual activity. ~~A patient shall be presumed to be incapable of giving free, full, and informed consent to sexual activity with his or her acupuncturist.~~ The usual recommended penalty shall be an administrative fine of up to \$1000.00 and a six (6) month suspension immediately followed by a two (2) year probation with such terms and conditions as set forth by the Board.

(k) Making misleading, deceptive, untrue, or fraudulent representations in or related to the practice of acupuncture or employing a trick or scheme in the practice of acupuncture when such scheme or trick fails to conform to the generally prevailing standards of treatment in the community. The usual recommended penalty shall be a reprimand and an administrative fine of up to \$500.00.

(l) Soliciting patients, either personally or through an agent, through the use of fraud, intimidation, undue influence, or a form of overreaching or vexatious conduct. ~~A solicitation is any communication which directly or indirectly requests an immediate oral response from the recipient.~~ The usual recommended penalty shall be reprimand and an administrative fine of up to \$500.00.

(m) Failing to keep written medical records which are consistent with the practitioner's style of acupuncture justifying the course of treatment of the patient. The usual recommended penalty shall be an administrative fine of up to \$800.00 and a six (6) month probation with such terms and conditions as set forth by the Board.

(n) Exercising influence on the patient to exploit the patient for the financial gain of the licensee or of a third party. The usual recommended penalty shall be an administrative fine of up to \$800.00 and a six (6) month probation with such terms and conditions as set forth by the Board.

(o) Being unable to practice acupuncture with reasonable skill and safety to patients by reason of illness, use of alcohol, drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition. The usual recommended penalty shall be suspension of the license to practice acupuncture until such time as the licensee can, to the Board's satisfaction, demonstrate rehabilitation. ~~Failure of the licensee to demonstrate rehabilitation within four years of the institution of suspension shall result in automatic revocation of the license to practice acupuncture.~~

(p) Gross or repeated malpractice or the failure to practice acupuncture with that level of care, skill, and treatment which is recognized by a reasonably prudent, similar acupuncturist as being acceptable under similar conditions and circumstances. The usual recommended penalty shall be a reprimand and an administrative fine of up to \$800.00.

(q) No change.

(r) Delegating or contracting for professional responsibilities by to a person when the licensee delegating or contracting for such responsibilities knows or has reason to know that such person is not qualified by training, experience, or licensure license to perform them. The usual recommended penalty shall be an administrative fine of up to \$500.00 and a six (6) month suspension immediately followed by a six (6) month probation with such terms and conditions as set forth by the Board.

(s) Violating any provision of Chapter 457 or Chapter 455 Part II this chapter, a rule of the Board or Department, or a lawful order of the Board Department previously entered in a disciplinary hearing or failing to comply with a lawfully issued subpoena of the Department. The usual recommended penalty shall be an administrative fine of up to \$1000.00 and a six (6) month probation with such terms and conditions as set forth by the Board.

(t) Conspiring with another to commit an act, or committing an act, which would tend to coerce, intimidate, or preclude another licensee from lawfully advertising his or her services. The usual recommended penalty shall be an administrative fine of up to \$500.00 and a one year probation with such terms and conditions as set forth by the Board.

(u) Fraud or deceit or gross negligence, incompetence, or misconduct in the operation of a ~~tutorial program or a course of study~~. The usual recommended penalty shall be an administrative fine of up to \$1000.00 and a two year prohibition against the licensee's certificateholder's operation of ~~tutorial programs or courses of study~~.

(v) Failing to comply with state, county, or municipal regulations or reporting requirements, relating to public health and the control of contagious and infectious diseases. The usual recommended penalty shall be an administrative fine of up to \$1000.00 and a one year probation with such terms and conditions as set forth by the Board.

(w) Failing to comply with any rule of the Board relating to health and safety, including, but not limited to, the sterilization of needles and equipment and the disposal of potentially infectious materials. The usual recommended penalty shall be an administrative fine of up to \$1000.00 and a one year probation with terms and conditions as set forth by the Board.

(x) Failing to comply with continuing education requirements, including requirements for HIV/AIDS education. The usual recommended penalty shall be an administrative fine of up to \$500.00 and making up all uncompleted continuing education requirements.

(y) Having been found liable in a civil proceeding for knowingly filing a false report or complaint with the department against another licensee. The usual recommended penalty shall an administrative fine of up to \$1000.00.

(z) Improperly interfering with an investigation or inspection authorized by statute, or with any disciplinary proceeding. The usual recommended penalty shall be an administrative fine of up to \$500.00 and a reprimand.

(aa) Failing to report to the Board in writing with 30 days after the licensee has been convicted or found guilty of, or entered a pleas of nolo contendere to, regardless of adjudication, a crime in any jurisdiction. The usual recommended penalty shall be an administrative fine of up to \$500.00.

(bb) Using information about people involved in a motor vehicle accident which has been derived from accident reports made by law enforcement officers or persons involved in accidents pursuant to Section 316.066, or using information published in a newspaper or other news publication or through a radio or television broadcast that has used information gained from such reports, for the purposes of solicitation of the people involved in such accidents. The usual recommended penalty shall include from a fine of up to \$500.00 to and including suspension of the licensee's license to practice acupuncture.

(2) through (4) No change.

Specific Authority 455.627(1), 457.104 FS. Law Implemented 455.627(2),(3), 457.109 FS. History--New 12-8-86, Amended 8-6-89, Formerly 21AA-9.001, 61F1-9.001, Amended 11-21-95, Formerly 59M-9.001, Amended _____.

DEPARTMENT OF HEALTH

Occupational Therapy Board

RULE TITLE: RULE NO.:

Duplicate License Fee 64B11-3.008

PURPOSE AND EFFECT: The Board proposes to promulgate a new rule entitled "Duplicate license Fee."

SUBJECT AREA TO BE ADDRESSED: Duplicate License Fee.

SPECIFIC AUTHORITY: 468.204, 455.587(2), 455.587(4) FS.

LAW IMPLEMENTED: 468.204, 455.587(2), 455.587(7) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaye Howerton, Executive Director, Occupational Therapy Board, 2020 S. E. Capital Circle, BIN #C05, Tallahassee, Florida 32399-3299

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B11-3.008 Duplicate License Fee.

(1) Licensees licensed prior to July 1, 1998 may obtain wall certificates by submitting a written request to the Boards along with a \$25.00 fee.

(2) Licensees may obtain a duplicate wall certificate by submitting a written request to the Board along with a \$25.00 fee.

(3) Licensees may obtain duplicate license by submitting a written request to the Board along with a \$25.00 fee.

Specific Authority 468.204, 455.587(2), 455.587(7) FS. Law Implemented 468.204, 455.587(2), 455.587(7) FS. History--New _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: RULE NO.:

Florida Waterfowl Stamp Design Contest 68A-28.002

PURPOSE AND EFFECT: The purpose of the proposed rule is to repeal the rule. The result should cause no adverse effect to the participants since the language contained in the rule will be provided in the packets mailed to the participants each year.

SUBJECT AREA TO BE ADDRESSED: Repeal of the existing rule.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Fla. Const.

LAW IMPLEMENTED: Art. IV, Sec. 9, Fla. Const.

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

TIME AND DATES: 8:30 a.m., each day, May 24-26, 2000
PLACE: Holiday Inn, 7200 Plantation Road, Pensacola, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: The preliminary text of the proposed rule development will be available and can be obtained from James V. Antista, General Counsel, 620 South Meridian Street, Tallahassee, FL 32399-1600

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop is asked to advise the agency at least 5 calendar days before the workshop by contacting Andrena Knicely, (850)487-1764. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: Florida Wild Turkey Stamp Design Contest
RULE NO.: 68A-28.003

PURPOSE AND EFFECT: The purpose of the proposed rule is to repeal the rule. The result should cause no adverse effect to the participants since the language contained in the rule will be provided in the packets mailed to the participants each year.

SUBJECT AREA TO BE ADDRESSED: Repeal of the existing rule.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Fla. Const.

LAW IMPLEMENTED: Art. IV, Sec. 9, Fla. Const.

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

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

**Section II
Proposed Rules**

DEPARTMENT OF BANKING AND FINANCE

Division of Banking

RULE TITLE: Subsidiaries Holding Institution-
Authorized Assets
RULE NO.: 3C-100.067

PURPOSE AND EFFECT: This rule is being formulated to permit Florida-chartered banks, associations, savings banks and international agencies to place assets they may acquire or invest in directly in subsidiary corporations without regard to subsidiary investment limits of Section 658.67(6), Florida Statutes. Any such assets placed in subsidiaries shall remain subject to the investment or lending limits of other provisions of the Florida Financial Institutions Codes.

SUMMARY: This rule will allow Florida-chartered banks, associations, savings banks, and international agencies to place into wholly owned subsidiary assets they may lawfully acquire directly without regard to the subsidiary investment limitation of Section 658.67(6), Florida Statutes. In so doing, institutions may not evade the individual loan and investment limits provided for elsewhere in the Financial Institutions Codes.

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: 655.012(3), 658.67(11) FS.

LAW IMPLEMENTED: 658.67(11) FS.

IF REQUESTED WITHIN 21 DAYS OF THIS 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 22, 2000
PLACE: Division of Banking Conference Room, 6th Floor, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Charity, Chief, Bureau of Research, Planning and Staff Development, Division of Banking, 614 Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0350, (850)410-9111

THE FULL TEXT OF THE PROPOSED RULE IS:

3C-100.067 Subsidiaries Holding Institution-Authorized Assets.
Investments by a state-chartered bank, association, savings bank or international agency in subsidiary corporations that do not conduct active operations directly with the public and that only hold assets the institution may acquire or invest in

directly, except for other subsidiary organizations, shall not be limited. However, individual investments, loans or assets owned by such a subsidiary corporation, when combined with other investments, loans and assets of the same issuer, obligor, entity, person or source owned by the institution and its other subsidiary corporations, shall not exceed the applicable limitations of law on investments in or loans to the same issuer, obligor, entity, person or asset. To be eligible for the exemption of this rule, any such subsidiary corporation must be wholly owned by the state financial institution, except in the case of a subsidiary that qualifies as a real estate investment trust under the Internal Revenue Code of the United States of America, in which case the subsidiary may have such additional shareholders as are needed to qualify for such status, provided none of the additional shareholders has control of the subsidiary.

Specific Authority 655.012(3), 658.67(11) FS. Law Implemented 658.67(11) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Donald M. Kelly, Financial Control Analyst, Division of Banking

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Linda B. Charity, Chief, Bureau of Research, Planning and Staff Development, Division of Banking

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 15, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 24, 2000

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE TITLES:	RULE NOS.:
Definitions	4A-51.005
Codes Adopted	4A-51.010
Fees	4A-51.030
Examinations	4A-51.035
Inspection Requirements	4A-51.050
Requirements for New Installations	4A-51.060
Operation	4A-51.070

PURPOSE AND EFFECT: The purpose of this rule chapter is to revise definitions and update references used in the operation of the Boiler Safety Act, and repeal definitions and provisions and that do not have statutory authority or are defined elsewhere.

SUMMARY: This amendment adds language to revise the definitions under the Boiler Safety Act. Further, the changes include technical matters such as updating code reference numbers, names, addresses, telephone numbers and form revision dates. Many of the definitions within Rule 4A-51.005, F.A.C., have been relocated within the rule for the sake of clarity. The repealed sections are being repealed pursuant to

the rule review project. Specifically, the sections and subsections involved are addressed by statute or are not permitted due to a lack of specific authority.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 554.103, 554.111, 624.307, 624.308(1) FS.

LAW IMPLEMENTED: 554.1011, 554.1021, 554.103, 554.104, 554.105, 554.106, 554.107, 554.108, 554.109, 554.1101, 554.111, 554.112, 554.114, 554.115, 624.307, 624.308(1) FS.

IF REQUESTED IN WRITING 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 25, 2000
PLACE: Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Mohammad Malek, Boiler Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0342, (850)413-3614

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 Mohammad Malek at (850)413-3614.

THE FULL TEXT OF THE PROPOSED RULES IS:

4A-51.005 Definitions.

As used in this rule chapter:

(1) "The Act" means Chapter 554, Florida Statutes, the "Boiler Safety Act." ~~shall refer to CS for SB 160, Chapter 87-361, Laws of Florida, as codified in Chapter 554, Florida Statutes.~~

(2) "Alteration" shall mean any change in the item described on the original Manufacturer's Data Report which affects the pressure containing capability of the boiler or pressure vessel. Non-physical changes such as an increase in the maximum allowable working pressure (internal or external) or design temperature of a boiler or pressure vessel shall be considered an alteration. A reduction in minimum temperature such that additional mechanical tests are required shall also be considered alteration. ~~"Alteration" does not include the installation of new nozzles or openings of such size that reinforcement is not a consideration.~~

(3) No change.

(4) "Antique Boiler" means any closed vessel used solely for display and demonstration purposes, in which water is heated, steam is superheated, or any combination thereof, under pressure or in a vacuum, for use externally to itself, by direct application of heat from the combustion of fuels, or from electricity. The term shall include fired vessels, used solely for display and demonstration purposes, for heating or vaporizing liquids other than water where these vessels are separate from processing systems and are complete within themselves.

(5) "Approved" means permitted by the Boiler Safety Program of the Department of Insurance.

~~(6) "A.S.M.E." means The American Society of Mechanical Engineers, United Engineering Center, 345 East 47th Street, New York, NY 10017.~~

~~(6)(7) "A.S.M.E. Code" means The American Society of Mechanical Engineers International Boiler and Pressure Vessel Code published by that Society, including addenda and interpretations existing at the time this rule is adopted code cases, as approved by its council.~~

~~(7)(8) "Authorized Inspection Agency" means:~~

~~(a) a jurisdiction which has adopted and which administers one or more sections of the A.S.M.E. Boiler and Pressure Vessel Code as a legal requirement, one which shall be Section 1, and whose inspectors hold valid commissions issued by the National Board of Boiler and Pressure Vessel Inspectors, or in accordance with Section 554.112, Florida Statutes; or has a representative serving as a member of the A.S.M.E. Conference Committee; or~~

~~(b) an insurance company which has been licensed or registered by the appropriate authority of a state State of the United States or a province Province of Canada to write and does write boiler and pressure vessel insurance, and to provide inspection service of boilers and pressure vessels in such state or province and whose inspectors hold valid commissions issued by the National Board of Boiler and Pressure Vessel Inspectors, or in accordance with Section 554.112, Florida Statutes in such State or Province.~~

~~(8)(9) "Authorized Inspector" means the Chief Inspector, a Deputy Inspector or a Special Inspector.~~

~~(10) "Boiler" means a closed vessel in which water or other liquid is heated, steam or vapor is generated, steam is superheated, or any combination of these functions is accomplished, under pressure or in a vacuum, for use external to itself, by the direct application of energy from the combustion of fuels or from electricity or solar energy. The term includes a fire unit for heating and vaporizing liquids other than water where these units are separate from processing systems and are complete within themselves. The term also includes the following:~~

~~(a) "Power Boiler" means a boiler in which steam or other vapor is generated at a pressure of more than 15 psig.~~

~~(b) "High Pressure/High Temperature Water Boiler" means a water boiler intended for operation at pressures in excess of 160 psig and/or temperatures in excess of 2500 F.~~

~~(c) "Heating Boiler" means a steam or vapor boiler operating at pressures not exceeding 15 psig, or a hot water boiler operating at pressures not exceeding 160 psig or temperatures not exceeding 2500 F.~~

~~(d) "Hot Water Supply Boiler" means a boiler or lined storage water heater completely filled with water which furnishes hot water to be used externally to itself at pressures not exceeding 160 psig or at a temperature not exceeding 2500 F. at or near the boiler outlet.~~

~~(9) Definitions of Boilers (additional Boiler definitions may be found at Section 554.1021, Florida Statutes):~~

~~(a)(e) "Electric Boiler" means a power boiler or heating boiler in which the source of heat is electricity.~~

~~(f) "Second Hand Boiler" means a boiler which has changed ownership and location subsequent to its original installation and use.~~

~~(b)(g) "Miniature Boiler" means a power boiler or high-temperature boiler any boiler which does not exceed any of the following limits:~~

- ~~1. 16" inside diameter of shell;~~
- ~~2. 20 sq. ft. of heating surface (not applicable to electric boilers);~~
- ~~3. 5 cu. ft. gross volume, exclusive of casing and insulation; and~~
- ~~4. 100 psig maximum allowable working pressure.~~

~~(c)(h) "Portable Boiler" means a an internally fired boiler which is primarily intended for temporary locations; and by the construction and usage permits it to be readily moved from one location to another of which is obviously portable.~~

~~(11) "Certificate Inspection" means an inspection or report which is used by the Chief Inspector to determine whether or not a certificate of compliance may be issued.~~

~~(12) "Certificate of Compliance" means a document issued to the owner of a boiler which authorizes the owner to operate the boiler, subject to any restrictions endorsed thereon.~~

~~(13) "Certificate of Competency" means a document issued to a person who has satisfied the minimum competency requirements for boiler inspectors under Sections 554.1011—554.115, F.S.~~

~~(d)(14) "Coil Type Hot Water Boiler" means a boiler without any steam space where water flashes into steam when released through a manually operated nozzle.~~

~~(e) "Lined Storage Water Heater" means a water heater which consists of a coil or closed tank heated either by direct flame, electrical heating elements or solar energy and which exceeds any of the following limits:~~

- ~~1. Maximum heat input of 400,000 BTUH or 117.2 KW;~~
- ~~2. Water temperature of 210 degrees F; and~~

3. Nominal water containing capacity of 120 U.S. gallons. Such water heaters shall be equipped with safety devices in accordance with the requirements of Section IV, Article 8, HLW-800, "Installation Requirements," A.S.M.E. Code, as adopted herein.

(f) "Standard Boiler" means a boiler which has been designed, constructed, inspected and stamped as per A.S.M.E. Code and registered with the National Board.

(g) "Non-standard Boiler" means a boiler that does not bear a stamp, or does not comply with the Act or these rules.

(h) "Reinstalled Boiler" means a boiler removed from its original setting and reinstalled at the same location or at a new location without change of ownership.

(i) "Condemned Boiler" means a boiler which has been inspected and declared unsafe by the Chief Boiler Inspector.

~~(10)(15)~~ "Commission" means:

(a) A written credential issued by the Boiler Safety Program to a Deputy Inspector or Special Inspector stating the inspection agency by whom he is employed and the category or categories of inspection he is authorized to make; or

(b) A written credential issued by the National Board of Boiler and Pressure Vessel Inspectors to the holder of a Certificate of Competency who desires to make shop inspections and field inspections in accordance with the National Board Code adopted herein.

~~(16) "Condemned Boiler" means a boiler which has been inspected and declared unsafe, or disqualified by legal requirements by an inspector qualified to take such action.~~

~~(11)(17)~~ "Chief Inspector" means the Chief Boiler Inspector appointed by the Act.

~~(12)(18)~~ "Deputy Inspector" means any Deputy Inspector appointed by the Chief Inspector of the Boiler Safety Program of the Department of Insurance.

~~(19) "Department" means the Department of Insurance.~~

~~(13)(20)~~ "Existing Installation" means any boiler installed in this state before October 1, 1987.

~~(14)(21)~~ "External Inspection" means an inspection made when a boiler is in operation, if possible or when examination of the interior surfaces of the pressure parts cannot be made.

~~(15)(22)~~ "Fusion Welding" means a process of welding metals in a molten and vaporous state, without the application of mechanical pressure or blows.

~~(16)(23)~~ "Horsepower" means a unit of measurement in which one boiler horsepower = 34.5 lbs. steam per hour or 33,479 BTUH (British Thermal Units per Hour).

~~(24) "Inspector" means the Chief Inspector, any Deputy Inspector, or a Special Inspector.~~

~~(17)(25)~~ "Internal Inspection" means an inspection made when a boiler is shut down and the handholes, manholes, or other inspection openings are opened for inspection of the interior.

~~(18)(26)~~ "Jurisdiction" means a state, commonwealth or municipality of the United States or a Province of Canada, which has adopted one or more sections of the A.S.M.E. Boiler and Pressure Vessel Code, one of which is Section I, and which maintains a duly constituted governmental unit for the purpose of enforcement of the code.

~~(27) "Jurisdiction or Jurisdictional Requirements" means the lawful requirements of a jurisdiction regarding boilers or pressure vessels.~~

~~(19)(28)~~ "Major Repair" means a repair affecting the strength of the boiler.

~~(20)(29)~~ "National Board" means the National Board of Boiler and Pressure Vessel Inspectors (NB), 1055 Crupper Avenue, Columbus, Ohio 43229, whose membership is composed of Chief Inspectors of jurisdictions who, or other officials who hold a National Board Commission and are charged with the enforcement of the provisions of the Boiler and Pressure Vessel Safety Act boiler and pressure vessel inspection regulations of any political subdivision of the United States or Canada which has adopted one or more sections of the A.S.M.E. Boiler and Pressure Vessel Code.

~~(21)(30)~~ "National Board Inspection Code" means the code for jurisdictional authorities, inspectors, users, and organizations performing repairs and alterations to pressure-retaining parts. It is published by the National Board and is developed under procedures accredited as meeting the criteria for American National Standards manual of Boiler and Pressure Vessel Inspectors adopted by the National Board. Copies may be obtained from the National Board, 1055 Crupper Avenue, Columbus, Ohio 43229.

~~(22)(31)~~ "New Boiler Installation" means all boilers constructed, installed and placed in operation after October 1, 1987.

~~(32) "Non-standard Boiler" means a boiler that does not bear the stampings and numbers listed in subsection (41), below.~~

~~(23)(33)~~ "Owner or User" means any person, firm or corporation legally responsible for the safe installation, operation, and maintenance of any boiler within this state.

~~(24) "Other locations open to the general public," as used in the definition of "public assembly locations" in Section 554.1021(2), Florida Statutes, means a building, facility, occupancy, or portion thereof, or an area open to the public for educational purposes or for trade or commerce including, but not limited to, public and private schools, universities, child care centers, city, county and state government buildings, commerce facilities, shopping malls, departmental stores, grocery stores, motels, hotels, resorts, vacation clubs, fitness centers, and restaurants; meeting rooms, game rooms, and similar places where the public is invited or permitted to gather, as well as boiler rooms, located in apartment complexes, condominiums, cooperatives, or similar multi-family dwellings; dry cleaners, laundries or laundromats;~~

retirement homes; religious schools; bus or train stations; colleges and other institutions of higher learning; fraternal organizations; any club open to guests and the public; and any building or area in which persons may assemble for civic, educational, religious, recreational, entertainment or other purposes, or in which passengers may await public transportation. The term "public assembly locations" also means "places of public assembly" as used in this rule chapter.

~~(34) "Place of Public Assembly" means a building, facility, occupancy, or portion thereof, or an area open to the public for educational purposes or for trade or commerce including, but not limited to, public and private schools, child care centers, community centers, hospitals, nursing and convalescent homes, churches, theaters, stadiums, amusement parks, colleges and other institutions of higher learning, and any building or area in which persons may assemble for civic, educational, religious or recreational purposes, or in which passengers may await transportation.~~

(25) "Pressure retaining item" (PRI) means a boiler, pressure vessel, piping or material used for the containment of pressure, either internal or external. The pressure may be obtained from an external source, or by the application of heat from the direct source, or any combination thereof.

(26) "Pressure Vessel" means containers for the containment of pressure, either internal or external. This pressure may be obtained from an external source or by the application of heat from a direct or indirect source, or any combination thereof.

~~(27)(35) "PSIG" means pounds per square inch gauge.~~

~~(28)(36) "Repair" means the work necessary to restore a boiler or pressure vessel to a safe and satisfactory operating condition, provided there is no deviation from the original design.~~

~~(29)(37) "Repair Organizations" shall mean:~~

~~(a) An entity which holds a valid National Board Certificate authorizing the use of the "R", "VR", or "NR" stamps; or~~

~~(b) An entity which holds a valid A.S.M.E. Certificate of Authorization for use of the appropriate code symbol stamp; or~~

~~(c) An entity which is otherwise authorized by the jurisdiction.~~

~~(30)(38) "Rules" means this rule chapter unless otherwise specified.~~

~~(31)(39) "Rerating" means the increase of the maximum allowable working pressure or temperature of a boiler regardless of whether or not physical work is carried out on the boiler. Rerating shall be considered an alteration.~~

~~(40) "Reinstalled Boiler" means a boiler removed from its original setting and reinstalled at the same location or at a new location without change of ownership.~~

~~(41) "Standard Boiler" means a boiler which bears the stamp of the State; the A.S.M.E. Stamp; both the A.S.M.E. and National Board Stamps; or the stamp of another jurisdiction which has adopted a standard of construction equivalent to that required by this state.~~

~~(32)(42) "Special Inspector" means an inspector who holds a Florida Certificate of Competency and who is regularly employed by an insurance company authorized to insure against loss from explosion of boiler and pressure vessels in this state or by any county, city, town, or other governmental subdivision which has adopted into law the Boiler and Pressure Vessel Code of the American Society of Mechanical Engineers and the National Board Inspection Code for the construction, installation, inspection, maintenance, and repair of boilers.~~

~~(43) "Water Heaters and Lined Storage Water Heaters" mean water heaters which consist of a coil or closed tank heated either by direct flame, electrical heating elements or solar energy and which do not exceed any of the following limits:~~

~~(a) Maximum heat input of 200,000 BTUH or 58.6 KW;~~

~~(b) Water temperature of 2100 F.; and~~

~~(c) Nominal water containing capacity of 120 U.S. gallons. Such water heaters shall be equipped with safety devices in accordance with the requirements of Section IV, Article 8, HLW-800, "Installation Requirements," A.S.M.E. Code, as adopted herein. Those having electrically heated elements shall also bear the Underwriters Laboratory listing mark.~~

Specific Authority 554.103 FS. Law Implemented 554.1011-.115 FS. History—New 2-27-89, Amended _____.

4A-51.010 Codes Adopted.

The Department of Insurance hereby adopts and incorporates by reference the following national codes as the State Boiler Code for the safe construction, installation, inspection, maintenance and repair of boilers.

(1) The A.S.M.E. Boiler and Pressure Vessel Code, Sections I; II, Parts A, B, and C and D; IV; V; VI; VII; IX, and the ANSI/ASME CSD-1, 1998 edition and all 1999 amendments, addenda and interpretations thereto to these documents in effect on the effective date of this rule, are hereby adopted and incorporated by reference. Copies may be obtained from the American Society of Mechanical Engineers International, 22 Law Drive, Box 2300, Fairfield, New Jersey 07007-2300; Phone: 1-800-THE-ASME, United Engineering Center, 345 East 47th Street, New York, NY 10017. The Code may be consulted at the offices of the Boiler Safety Program, Bureau of Fire Prevention Explosives and Fire Equipment, Division of State Fire Marshal, Department of Insurance, 325 John Knox Road, Third Floor, Atrium Building, Tallahassee, Florida 32303, Phone: (850)413-3722/3723 Larson Building, Tallahassee, Florida 32399-0300; (904)488-7260; during regular business hours, Monday through Friday.

(2) The National Board Inspection Code (NBIC) – 1998 1987 edition of the National Board of Boiler and Pressure Vessel Inspectors, and all 1999 amendments, addenda, and interpretations thereto in effect on the effective date of this rule, is hereby adopted and incorporated by reference. Copies may be obtained from the National Board of Boiler and Pressure Vessel Inspectors, 1055 Crupper Avenue, Columbus, Ohio 43229; Phone: (614)888-8320. The Code may be consulted at the offices of the Boiler Safety Program, Bureau of Fire Prevention Explosives and Fire Equipment, Division of State Fire Marshal, Department of Insurance, 325 John Knox Road, Third Floor, Atrium Building, Tallahassee, Florida 32303; Phone: (850)413-3722/3723 Larson Building, Tallahassee, Florida 32399-0300; (904)488-7260; during regular business hours, Monday through Friday.

(3) ASME ANSI B31.1-1986, "Power Piping," – 1998 edition and all 1999 amendments, addenda, and interpretations thereto is hereby adopted and incorporated by reference. Copies may be obtained from the American Society of Mechanical Engineers International, 22 Law Drive, Box 2300, Fairfield, New Jersey 07007-2300; Phone: 1-800-THE-ASME National Standards Institute, Inc., 1450 Broadway, New York, NY 10018.

~~(4) The requirements of the Codes adopted in subsections (1), (2), and (3), above, shall become effective on February 27, 1989, except that the provisions applying to new construction shall not become mandatory until 6 months after the effective date of adoption.~~

Specific Authority 554.103 FS. Law Implemented 554.103 FS. History–New 2-27-89, Amended _____.

4A-51.030 Fees.

Specific Authority 554.103, 554.111 FS. Law Implemented 554.111 FS. History–New 2-27-89, Amended 7-15-98, Repealed _____.

4A-51.035 Examinations.

(1) through (2) No change.

~~(3) For an applicant for a certificate of competency, the initial application fee shall be fifty (\$50.00) dollars and the annual renewal fee shall be thirty (\$30.00) dollars. An examination fee of fifty (\$50.00) dollars will be charged for each applicant taking the examination for a certificate of competency.~~

Specific Authority 624.307, 624.308(1) FS. Law Implemented 554.103, 554.111, 554.112 FS. History–New 2-27-89, Amended 1-27-99, _____.

4A-51.050 Inspection Requirements.

(1) through (7) No change.

(8) Inspection Reports. Each Authorized Inspection Agency employing certified Special Inspectors and each certified Deputy Inspector shall, within fifteen (15) days following each certificate inspection made by such inspectors, file a report of the inspection with the Chief Inspector of the Boiler Safety Program using the following forms, which are

hereby adopted and incorporated by reference: Form DI4-380, 4/20/88, "Boiler or Pressure Vessel Data Report – First Internal Inspection" "First Inspection Report – All Boilers," and Form DI4-379, 4/20/88, "Boiler – Fired Pressure Vessel – Report of Inspection" "Reinspection Report – All Boilers." Authorized Inspection Agencies may reproduce these forms for their own use. Copies may be obtained from the Boiler Safety Program, Bureau of Fire Prevention Explosives and Fire Equipment, Division of State Fire Marshal, 200 E. Gaines Street, Tallahassee, Florida 32399-0342 Larson Building, Tallahassee, Florida 32399-0300. The filing of reports of external inspections other than certificate inspections shall not be required except when such inspections disclose that the boiler is not in compliance with this rule chapter.

(9) through (12) No change.

(13) Inspection Numbers.

(a) through (e) No change.

(f) Stamping of Florida State serial numbers on non-corrosive tags shall be as follows:

FL000000 FL00000FL88

~~1. Note: On the Florida State serial number facsimile above, the letters and numbers FL88 indicate the year the boiler was stamped.~~

~~2. Florida State serial numbers shall be stamped with numbers and letters not less than 5/16 inch in height.~~

(14) through (17) No change.

~~(18) Notice of Internal Inspections of Boilers. The owner or use of a boiler not exempted by Chapter 554, F.S., or by these rules shall be given fourteen (14) days notice of an impending internal inspection, by the responsible Inspector. No such notice shall be required for external inspections. No inspections shall be made on Saturday, Sunday or on any Legal Holiday by an Inspector employed by the Boiler Safety program, Department of Insurance, except in case of an accident or other emergency.~~

(19) through (23) No change.

Specific Authority 554.103 FS. Law Implemented 554.103, 554.108, 554.109, 554.1101 FS. History–New 2-27-89, Amended _____.

4A-51.060 Requirements for New Installations.

(1) through (2) No change.

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

~~(p) Fuel burning apparatus and systems (Flame safeguard). Fuel burning apparatus and systems should be equipped with regulatory and protective controls in accordance with applicable standards of the National Fire Protection Association, American Gas Association, and Underwriter's Laboratories. Safety inspections for compliance with the aforementioned codes and standards for fuel burning apparatus do not fall within the jurisdiction of the Boiler Safety Program or within the scope of the Boiler Safety Act.~~

(4) No change.

Specific Authority 554.103 FS. Law Implemented 554.103, 554.104, 554.105, 554.106, 554.107 FS. History—New 2-27-89, Amended _____.

4A-51.070 Operation.

Specific Authority 554.103 FS. Law Implemented 554.103, 554.114 FS. History—New 2-27-89, Amended 7-15-98, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mohammed Malek, Chief Boiler Inspector, Fire Prevention, State Fire Marshal
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Charles D. Clark, Division Director, State Fire Marshal, Department of Insurance
DATE PROPOSED RULE APPROVED BY THE AGENCY HEAD: February 23, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

PUBLIC SERVICE COMMISSION

DOCKET NO. 000393-WS

RULE TITLE: Exemption for Resale of Utility Service, Annual Report
RULE NO.: 25-30.111

PURPOSE AND EFFECT: To repeal Rule 25-30.111.
SUMMARY: Rule 25-30.111 requires exempt water and wastewater resellers to file an annual report with the Commission.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None was 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: 367.121(1) FS.

LAW IMPLEMENTED: 367.022(8) FS.

WRITTEN COMMENTS OR SUGGESTIONS ON THE PROPOSED RULE MAY BE SUBMITTED TO THE FPSC, DIVISION OF RECORDS AND REPORTING, WITHIN 21 DAYS OF THE DATE OF THIS NOTICE FOR INCLUSION IN THE RECORD OF THE PROCEEDING.

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: Director of Appeals, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399-0862, (850)413-6245

THE FULL TEXT OF THE PROPOSED RULE IS:

25-30.111 Exemption for Resale of Utility Service, Annual Report.

~~Any person who has been granted an exemption from regulation as a reseller of water or wastewater service provided for in subsection 367.022(8), F.S., shall file a report by March 31 of each year following the year for which the exemption is claimed. The report shall contain the following:~~

~~(1) A schedule, listing by month, the rates charged for and total revenue received from the water or wastewater service sold.~~

~~(2) A schedule, listing by month, the rates charged and total expense incurred for the purchase of the water or wastewater service.~~

~~(3) A statement listing the source from which the water or wastewater service was purchased.~~

Specific Authority 367.121(1) FS. Law Implemented 367.022(8) FS. History—New 3-26-81, Formerly 25-10.09, 25-10.009, Amended 11-9-86, 11-30-93, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: John Williams, Division of Water and Wastewater

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 18, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: Vol. 26, No. 9, March 3, 2000

If any person decides to appeal any decision of the Commission with respect to any matter considered at the rulemaking hearing, if held, a record of the hearing is necessary. The appellant must ensure that a verbatim record, including testimony and evidence forming the basis of the appeal is made. The Commission usually makes a verbatim record of rulemaking hearings.

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 Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 00-11R
RULE CHAPTER TITLE: New Water Well Permitting in Delineated Areas

RULE CHAPTER NO.: 62-524

RULE TITLE: Maps Containing Delineated Areas

RULE NO.: 62-524.430

PURPOSE AND EFFECT: To reduce the extent of the delineated area near the former Silvex site in St. Johns County, Picolata Quadrangle, based on new ground water monitoring data to define the ground water contaminant plume.

SUMMARY: The mapped area around the former Silvex site in St. Johns County, Picolata Quadrangle, will be reconfigured, and a new map will be prepared depicting the delineated area. Also, additional ground water contaminants will be added for well testing purposes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None 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: 373.309, 403.061 FS.

LAW IMPLEMENTED: 373.309 FS.

A HEARING WILL BE HELD BEFORE THE ENVIRONMENTAL REGULATION COMMISSION AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m., May 25, 2000

PLACE: Twin Towers Office Building, Conference Room 609, 2600 Blair Stone Road, 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 at (850)488-2996 or (800)955-8771 (TDD), at least seven days before the meeting.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: David James, Department of Environmental Protection, Bureau of Watershed Management, MS #3575, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; telephone (850)921-9911

THE FULL TEXT OF THE PROPOSED RULE IS:

62-524.430 Maps Containing Delineated Areas.

The following maps, which are incorporated herein by reference, show surface areas, delineated pursuant to Rule 62-524.420, F.A.C. Each map listed contains a month and year which corresponds to the date the Department prepared the most recent map showing any portion of a delineated area. Copies of these maps may be examined at the Department of Environmental Protection Bureau of Information Systems Information Center, or copies may be obtained, upon receipt of

reproduction and other appropriate costs, from the Department of Environmental Protection Bureau of Information Systems, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

(1) through (33) No change.

(34) ST. JOHNS COUNTY:

Picolata 5/00 ~~4/94~~

Specific Authority 373.309, 403.061 FS. Law Implemented 373.309 FS. History—New 3-25-90, 10-4-90, 7-4-91, Formerly 17-524.430, Amended 2-7-95,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mimi Drew, Director, Division of Water Resource Management

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: David B. Struhs, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 11, 2000

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

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE TITLES: Examination and Reexamination Fees

RULE NOS.: 64B3-9.003

Delinquency Fee 64B3-9.011

Unlicensed Activity Fee 64B3-9.012

PURPOSE AND EFFECT: Rule 64B3-9.003 proposes an amendment to address the change of each examination taken including reexamination fee. In Rule 64B3-9.011, the rule will specify the fee for a delinquent status licensee applying for active or inactive status. Rule 64B3-9.012 address the unlicensed activity fee.

SUMMARY: The Board proposes to amend the existing rules to define "Examination and Reexamination Fees"; "Delinquency Fee"; "Unlicensed Activity Fee".

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: 483.807(1), 455.587, 455.711, 483.807(1), 483.805(4) FS.

LAW IMPLEMENTED: 483.807(1), 455.587, 455.711, 483.807 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: 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 RULES IS:

64B3-9.003 Examination and Reexamination Fees.

(1) The fee for each examination taken including reexamination is \$150 ~~\$35~~ except for the generalist technician examination.

(2) No change.

Specific Authority 483.807(1) FS. Law Implemented 483.807(1) FS. History--New 12-7-93, Formerly 61F3-9.003, 59O-9.003, Amended 5-26-98, 1-28-99, 7-15-99,_____.

64B3-9.011 Delinquency Fee.

The fee for a delinquent status licensee applying for active or inactive status shall be \$100 ~~\$50~~.

Specific Authority 455.587, 455.711, 483.807(1) FS. Law Implemented 455.587, 455.711, 483.807 FS. History--New 12-26-94, Formerly 59O-9.011, Amended 5-26-98,_____.

64B3-9.012 Unlicensed Activity Fee.

An unlicensed activity fee of \$5 shall be in addition to ~~earmarked from~~ the current licensure and renewal fees.

Specific Authority 483.805(4) FS. Law Implemented 455.641 FS. History--New 5-26-98, Amended_____.

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 26, 2000

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE TITLE:

Temporary Permit to Practice

Occupational Therapy

RULE NO.:

64B11-2.005

PURPOSE AND EFFECT: The Board proposes to amend the existing rule by updating the rule text.

SUMMARY: The rule amendments are for the purpose of updating the requirements for a temporary permit to practice as an Occupational Therapy.

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: 468.204, 468.209(3), 468.209(4) FS.

LAW IMPLEMENTED: 468.209(1), 468.209(3), 468.209(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Occupational Therapy/MQA, 2020 S. E. Capital Circle, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B11-2.005 Temporary Permit to Practice Occupational Therapy.

(1) through (2) No change.

(3) An applicant who has been issued a temporary permit based on apparent eligibility for the next scheduled examination but who has never passed an examination to determine competency as recognized by the Board and who is not qualified for licensure by endorsement, may practice occupational therapy under the supervision of a licensed occupational therapist until notification of the results of the examination. The deadline to apply for a temporary permit based upon eligibility for the next scheduled examination shall be the same as the application deadline to take the examination with the examination agency approved by the Board. An individual who has passed the examination may practice occupational therapy without supervision under his temporary permit until the next meeting of the Board. The temporary permit of an individual who has failed the examination shall be deemed revoked upon notification to the Board of the examination results and the subsequent, immediate notification to the applicant of the revocation.

Specific Authority 468.204, 468.209(3), 468.209(4) FS. Law Implemented 468.209(3),(4) FS. History--New 9-9-85, Formerly 21M-13.13, Amended 3-12-90, Formerly 21M-13.013, 61F6-13.013, 59R-61.013, Amended 4-8-99,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Occupational Therapy

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE:

Board of Occupational Therapy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

April 10, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW:

March 3, 2000

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE TITLE:

Temporary Permit to Practice as an

Occupational Therapy Assistant

RULE NO.:

64B11-3.003

PURPOSE AND EFFECT: The Board proposes to amend the existing rule by updating the rule text.

SUMMARY: The rule amendments are for the purpose of updating the requirements for a temporary permit to practice as an Occupational Therapy Assistant.

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: 468.204, 468.209(3),(4) FS.

LAW IMPLEMENTED: 468.209(3),(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Occupational Therapy/MQA, 2020 S. E. Capital Circle, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B11-3.003 Temporary Permit to Practice as an Occupational Therapy Assistant.

(1) through (2) No change.

(3) An applicant who has been issued a temporary permit based upon apparent eligibility for the next scheduled examination but who has never passed an examination to determine competency as recognized by the Board and who is not qualified for licensure by endorsement, may practice occupational therapy under the supervision of a licensed occupational therapist until notification of the results of the examination. An individual who has passed the examination may continue to practice as an occupational therapy assistant with the supervision of a licensed occupational therapist under the temporary permit until the next meeting of the Board. The deadline to apply for a temporary permit based upon eligibility for the next scheduled examination shall be the same as the application deadline to take the examination with the examination agency approved by the Board. The temporary permit of an individual who has failed the examination shall be deemed revoked upon notification to the Board of the examination results and the subsequent, immediate notification to the applicant of the revocation.

Specific Authority 468.204, 468.209(3),(4) FS. Law Implemented 468.209(3),(4) FS. History—New 9-8-85, Formerly 21M-14.12, Amended 3-12-90, Formerly 21M-14.012, 61F6-14.012, 59R-62.012, Amended 4-8-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Occupational Therapy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 10, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 7, 2000

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE TITLES:	RULE NOS.:
Purpose of the Home Care Program	65C-1.001
Definitions	65C-1.002
Application	65C-1.003
Eligibility	65C-1.004
Financial Determination	65C-1.005
Provider Requirements	65C-1.006
Home Study Standards	65C-1.007
Confidentiality of Information	65C-1.014

PURPOSE AND EFFECT: These rules are being amended to conform to departmental Legal Office comments of January 1998 on said rules.

SUMMARY: The Home Care for Disabled Adults program provides subsidy payments to caregivers of adults with permanently disabling conditions who are at least 18 years of age and under 60 years of age. The program provides a basic subsidy to cover food and personal needs, a medical subsidy that covers the cost of prescribed medicines and special subsidies that provide for special equipment, i.e., wheelchairs or home ramps. Subsidy payments are received monthly and may vary from individual to individual based on the financial status of the person receiving care and where their income falls on the schedule of subsidy payments developed by the department.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: An estimate of the regulatory cost was not prepared for this rule.

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: 410.033 FS.

LAW IMPLEMENTED: 410.031-.036 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: 10:30 a.m. – 1:30 p.m., Friday, May 12, 2000

PLACE: Department of Children and Family Services, 1317 Winewood Blvd., Building 8, Room 340, Tallahassee, FL 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Twila Sisk, Adult Services Office, 1317 Winewood Boulevard, Building 6, Room 371, Tallahassee, Florida 32399-0700. Ms. Sisk can be reached by phone at (850)922-2758 or SunCom 292-2758, by Fax at (850)933-4193 or SunCom 292-4193

SPECIAL ASSISTANCE: Any person who plans to attend this hearing and requires any type of assistive auxiliary aides to participate, please contact Twila Sisk, Adult Services Office, 1317 Winewood Boulevard, Building 6, Room 371, Tallahassee, Florida 32399-0700, at least three days prior to the scheduled hearing. Ms. Sisk can be reached by phone at (850)922-2758 or SunCom 292-2758, by Fax at (850)933-4193 or SunCom 292-4193, TDD users may call via the Florida Relay System by dialing 1(800)955-8771.

THE FULL TEXT OF THE PROPOSED RULES IS:

65C-1.001 Purpose of the Home Care Program.

The Home Care for Disabled Adults ~~and the Elderly~~ Act and Rules encourage the provision of care for disabled adults ~~and the elderly~~ in family-type living arrangements in private homes as an alternative to institutional or nursing home care for such persons. These rules establish the minimum standards and procedures for the provision of home care, for the approval of persons wishing to provide home care, and for subsidy payments authorized for such care. Priority shall be given to disabled adults ~~and the elderly~~ who are not eligible for comparable services and programs of and funded by the department.

Specific Authority 410.033 FS. Law Implemented 410.031, 410.033 FS. History—New 5-3-81, Amended 10-17-84, Formerly 10A-9.01, Amended 6-11-91, Formerly 10A-9.001, Amended.

65C-1.002 Definitions.

In addition to the definitions used in 410.031-.036, F.S., the following definitions shall apply to this rule:

(1) “Activities of Daily Living (ADL)”- means ~~f~~Functions and tasks for self care, which shall include ambulation, bathing, dressing, eating, grooming, and other personal hygiene activities.

(2) “Basic Subsidy”- means a ~~A~~ support and maintenance element, to include costs of housing, food, clothing, and incidentals, in an amount determined by the financial status of the home care client.

(3) “Case Management” means the planning, arrangement for and coordination of appropriate community based services for an eligible home care client. Case management includes assessment of needs, the development of a service plan, arrangement for services, and on-going monitoring of the client’s situation to ensure that needed services are received.

(4) “Disabled Adult” means any person at least 18 years of age, but under 60 years of age, who has one or more permanent physical or mental limitations which restrict his ability to perform the normal activities of daily living and impede his capacity to live independently or with relatives or friends without the provision of community based services. Disabled adult also means a person who is currently a resident of this state and has an intent to remain in this state.

~~(5) “Elderly person” means any person 60 years of age or over who is currently a resident of this state and has an intent to remain in this state.~~

~~(6) “Home Care” means a full time family type living arrangement, in a private home, under which a person or a group of persons provides, on a non profit basis, basic services of maintenance and supervision, and any necessary specialized services as may be needed, for three or fewer elderly or disabled adult relatives or non relatives.~~

~~(5)(7)~~ “Home Care Client” means an individual who meets all eligibility requirements for this program, and who without home care supportive services could require placement in an institution or nursing home.

~~(6)(8)~~ “Medical Subsidy” means an individually determined amount of subsidy payment for medical, pharmaceutical and dental services which is not covered by Medicare, Medicaid or any form of insurance and which is regarded as essential to the maintenance of the health of the home care client.

~~(7)(9)~~ “Provider” means an adult person(s) who applies and is approved to provide care to disabled adult(s) ~~or elderly~~ client(s) on a non-profit basis.

~~(8)(10)~~ “Special Supplement” means a reimbursement ~~payment~~ for any specialized medical or health care services, supplies or equipment, pre-authorized by the department, and required to maintain the health and well-being of the disabled adult ~~or elderly person~~. This supplement is separate from and may be utilized in addition to the basic medical subsidy. Reimbursement may be ~~Payment is~~ authorized for regularly purchased services and supplies or special, non-recurring services or equipment.

Specific Authority 410.033 FS. Law Implemented 410.033 FS. History—New 5-3-81, Amended 2-11-82, Formerly 10A-9.02, Amended 6-11-91, Formerly 10A-9.002, Amended.

65C-1.003 Application.

(1) Requests to make application for the Home Care for Disabled Adults ~~and the Elderly~~ Program may be initiated by the potential home care client or others, on behalf of the client, through District Adult Services Units.

(2) The Department shall not arrange for recruitment and matching of potential providers and recipients to facilitate application between two unrelated or unfamiliar parties.

(3) The application process shall include:

(a) Client assessment and determination of program and financial eligibility;

(b) Provider assessment and determination of provider eligibility;

(c) Home assessment and approval; and

(d) Applicant and provider notification of eligibility status.

(4) The application process must be completed before subsidy approval is granted.

Specific Authority 410.033 FS. Law Implemented 410.033 FS. History—New 5-3-81, Formerly 10A-9.03, Amended 6-11-91, Formerly 10A-9.003, Amended _____.

65C-1.004 Eligibility.

To be eligible for the Home Care for Disabled Adults ~~and the Elderly~~ Program an applicant must:

(1) Be a disabled adult ~~age 60 or older, if applying as an elderly individual or between 18 and 59 years of age, if applying as a disabled adult;~~

(2) Complete, or have completed on his or her behalf, an application for Home Care for Disabled Adults ~~and the Elderly~~ services;

(3) Meet the same criteria used to determine eligibility assistance under Title XVI of the Social Security Act; or meet the same financial criteria used to determine eligibility for nursing home care as defined in ~~Section 409.266, F.S., and Chapter 65A-1 10C-8,~~ Florida Administrative Code, Florida Medicaid Eligibility;

(4) Have an approved provider who will provide the Home Care for Disabled Adults ~~and the Elderly~~ services;

(5) Have a statement from a physician or licensed registered nurse which states that the applicant could require institutional or nursing home placement should home care services not be provided, and that the assistance provided by the Home Care for Disabled Adults ~~and the Elderly~~ Program is considered to be appropriate for the well-being of the applicant/client;

(6) Have a priority need for home care services as determined through the administration and evaluation of a departmentally specified comprehensive client assessment. A copy of the client assessment form shall be available, without cost, upon request from the Adult Services Program Office, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700. The comprehensive client assessment shall be administered by departmental staff, unless otherwise authorized by the department, and shall address the following areas:

(a) Functional Status – a level of functional impairment as measured by individual ability to independently perform the tasks and activities of daily living;

~~(b) Caregiver Status – an appraisal of caregiver issues; Intellectual Functioning and Behavior – a measure of cognitive and psychological functioning as demonstrated by individual psychological adjustment to daily living;~~

(c) Client Social Support – a measure of the availability of service and social support relative to the needs of the individual;

(d) ~~Health Medical~~ Health Medical Status – a measure of the presence and degree of chronic disease and physical disability experienced relative to need for medical, ~~and health~~ and nutritional related services.

(e) Environmental Status – an evaluation of the client's physical environment for safety and accessibility.

Specific Authority 410.033 FS. Law Implemented 410.036 FS. History—New 5-3-81, Amended 2-11-82, Formerly 10A-9.04, Amended 6-11-91, Formerly 10A-9.004, Amended _____.

65C-1.005 Financial Determination.

(1) An application as specified in ~~65A-1 10C-8.015,~~ F.A.C., for determination of financial eligibility for the Home Care for Disabled Adults ~~and the Elderly~~ Program shall be completed in its entirety and shall be submitted to the Department of Children and Families ~~Family Services;~~

~~(2) Financial eligibility of the applicant/client shall be determined by the same criteria as that used to determine eligibility for assistance under Title XVI if the Social Security Act, Supplemental Security Income (SSI) or shall be the same financial criteria used to determine eligibility for nursing home care as defined in 409.266, F.S., and Florida Administrative Code, Chapter 10C-8, Florida Medicaid Eligibility, Institutional Care Program (ICP);~~

~~(2)(3)~~ Financial eligibility shall be determined as meeting Institutional Care Program (ICP) standards or MEDS-AD standards by designated Departmental staff or verified to meet Social Security Income (SSI) standards by the Social Security Office or verified (SSI) by designated Departmental staff; applicants whose income and asset levels appear to be close to SSI eligibility standards and who do not receive SSI benefits shall be referred to the Social Security Administration for SSI eligibility determination;

~~(3)(4)~~ Upon satisfaction of all criteria for program and financial eligibility the provider and client will be advised of client acceptance into the Home Care for Disabled Adults ~~and the Elderly~~ Program. Payment shall be based on the financial status of the person receiving care. A Provider Agreement shall be presented to the provider for signature and shall, specifying the amount of monthly basic maintenance subsidy, maximum allowable basic medical subsidy and maximum allowable special supplemental monthly subsidy payment for which the client has been determined eligible, ~~will be presented to the provider for signature.~~ The provider and client will be advised of the need to obtain prior approval from the Home Care Counselor for any expenditures which fall into the categories of medical or special supplemental subsidy. Paid receipts must be submitted to the Home Care Counselor, by the provider, in accordance with Home Care for Disabled Adults ~~and the Elderly~~ standards set forth in rule, manual and policy directive.

~~(4)(2)~~ The Provider Agreement shall be regarded as a binding agreement between the provider and the Department. The Home Care for Disabled Adults ~~and the Elderly~~ Counselor will advise the provider of policy guidelines relating to the approval and receipt of all subsidy payments and will process all requests received from the provider in keeping with Departmental guidelines established by the state office and implemented at the district office.

~~(5)(3)~~ Applicants/clients shall be advised in writing upon completion of application review of the right to and the process of obtaining a hearing. Under the provisions of Chapter 120, F.S., applicant/client challenges may be initiated and presented to the Department, provider agency, or Department of Administrative Hearings hearing officer giving written or oral evidence in opposition to the action of the Department or of its refusal to act, or a written statement challenging the grounds upon which the Department has chosen to justify its action or inaction.

Specific Authority 410.033 FS. Law Implemented 410.035 FS. History—New 5-3-81, Amended 2-11-82, Formerly 10A-9.05, Amended 6-11-91, Formerly 10A-9.005, Amended _____.

65C-1.006 Provider Requirements.

A provider in the Home Care for Disabled Adults and the Elderly Program shall meet, at minimum, the eligibility criteria outlined herein. Each provider shall be:

(1) A mature, responsible adult willing to and capable of accepting responsibility for the social, physical and emotional needs of the home care client in a family-type living arrangement;

(2) An individual, relative or non-relative, who has a positive personal relationship with the client and who is accepted by the client as surrogate family; or a responsible adult, who maintains a positive personal relationship with the client and is an individual with whom the client has made a financial arrangement for the provision of home care services;

(3) Physically present in the home to provide services, supervision, and assistance with the arrangement of services for the client and shall be responsible, when temporarily absent from the home, for making alternative arrangements for care to be assumed by another responsible adult, in keeping with the standards set forth for the Home Care for Disabled Adults and the Elderly Program;

(4) Responsible for maintaining of the residential dwelling free of conditions that pose an immediate threat to the life, safety, health or well-being of the home care client;

(5) Without record of criminal conviction of abuse, neglect or exploitation of an older person, adult or child; shall not have been the perpetrator in a confirmed report of abuse, neglect or exploitation investigated by the Department of Children and Families and maintained in the Florida Abuse Hotline Information System of another person by the Abuse Registry or other investigative process; and shall grant written authorization for a background check through the Florida Abuse Hotline Information Protective Service System of the Department of Children and Families Florida Abuse Registry. The Department shall grant an exemption from this disqualification if the Department has clear and convincing evidence to support a reasonable belief that the individual is of good moral character as to justify the exemption; and

(6) Without evidence of holding themselves out to the public as a home or home-type facility, group living home, half-way house, adult ~~congregate~~ living facility or other similar facility offering room, board and personal services but not including adult family care foster homes.

Specific Authority 410.033 FS. Law Implemented 410.033, 410.034 FS. History—New 5-3-81, Amended 2-11-82, Formerly 10A-9.06, Amended 6-11-91, Formerly 10A-9.006, Amended _____.

65C-1.007 Home Study Standards.

(1) The Home Care Counselor shall conduct a home study, an assessment of the home environment and physical surroundings in which the applicant currently resides or intends to reside, to determine the fitness of the private residential home of the home care service provider, in keeping with the assessed needs of the applicant/client and the standards as established for this Program. The Home Care Counselor shall formulate a written recommendation as to case approval or denial and shall submit this recommendation with accompanying documentation to designated District authority for final review and decision.

(2) Home study standards shall include:

(a) General

1. The home shall be a family-type dwelling occupied as the primary residence of the home care provider or the primary residence of the home care client.

2. Floors and furnishings shall be free of unsanitary conditions that would attract rodents and insects.

3. The yard and area surrounding the residence shall be free of litter and refuse that could serve as breeding areas for insects and rodents.

4. Windows shall be covered or screened to secure the residence from flies and insects.

(b) Bedroom

1. Bedding and linens shall be provided and shall be clean and changed as dictated by the physical condition of the client.

2. There shall be two means of egress from the bedroom occupied by the client.

(c) Bathroom

1. Bathrooms shall include a commode and lavatory. For areas without city sewage service, the individual sewage disposal system shall comply with Chapter 64E-6, Florida Administrative Code, Individual Sewage Disposal. Where septic tanks are not in use, privies shall be located 75 feet or more from a private water supply and a minimum of 30 feet from the residence.

2. Portable toilets may be utilized provided waste is disposed of by a sanitary method.

3. There shall be bathing facilities with hot and cold running water available for the client.

4. Soap, clean towels, and washcloths shall be provided.

(d) Food Preparation and Dining Areas.

1. Food preparation and food storage areas shall be clean, free of odors, and dampness.

2. Homes shall have the facilities necessary for perishable food storage and meal preparation. ~~In those rural areas not served with electricity where adequate provisions cannot be made for food storage of perishable items, meal preparation which includes perishable items shall be accomplished immediately prior to each meal.~~

(e) Fire Protection.

1. A smoke detector shall be present in each dwelling

2. Flammable materials such as gasoline, paint, and cleaning fluids shall be stored outside and away from the main residence.

3. Frayed, cracked, or broken electrical wiring and extension cords shall be removed and replaced.

4. Fuel burning space units shall be hooded or vented in accordance with 4A-38.023, F.A.C. fire safety codes or shall be so constructed as to not require this.

Specific Authority 410.033 FS. Law Implemented 410.034 FS. History--New 5-3-81, Amended 2-11-82, Formerly 10A-9.07, Amended 6-11-91, Formerly 10A-9.007, Amended _____.

65C-1.014 Confidentiality of Information.

Specific Authority 410.033 FS. Law Implemented 410.037 FS. History--New 6-11-91, Formerly 10A-9.014, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Twila Sisk

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Nancy Fulton, Director of Adult Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 19, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 14, 2000

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE NO.: 4A-37.0527 RULE TITLE: Retention of Certification

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 12, March 24, 2000, of the Florida Administrative Weekly. These changes are being made to address concerns expressed by the Joint Administrative Procedures Committee.

The first sentence of subsection (2) of 4A-37.0527 is changed to read:

(2) To be eligible to participate in the examination, an individual shall submit to the Bureau of Fire Standards and Training Form DI4-1308, Application for Practical Examination for Retention of Firefighter Certification, which is hereby adopted and incorporated by reference, and may be obtained from the Bureau of Fire Standards and Training, 11655 N.W. Gainesville Road, Ocala, FL 34482-1486, which shall include a medical examination evidencing good physical condition.

The remainder of the rule reads as previously published.

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE NO.: 4A-37.084 RULE TITLE: Definitions

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. 25, No. 34, August 27, 1999, of the Florida Administrative Weekly. A notice of change was published in Vol. 25, No. 46, November 19, 1999. These changes are being made to address concerns expressed by the Joint Administrative Procedures Committee.

In subparagraph 2. and subparagraph 3. of paragraph (b) of subsection (5), the word "may" is changed to "shall".

The remainder of the rule reads as previously published.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: 12B-7.0225 RULE TITLE: Computation of Phosphate Rock Tax Rate

NOTICE OF CORRECTION

Notice is hereby given that the following information was inadvertently omitted from the Notice of Proposed Rule, published in Vol. 26, No. 14, April 7, 2000, issue of the Florida Administrative Weekly.

NAME OF PERSON ORIGINATING PROPOSED RULE: Joseph Parramore, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4709

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Charles Strausser, Revenue Program Administrator II, Technical Assistance and Dispute Resolution, P. O. Box 7443, Tallahassee, Florida 32314-7443; telephone number (850)922-4746

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: The proposed rule was noticed for Rule Development Workshop in the Florida Administrative Weekly on February 2, 2000 (Vol. 26, No. 5, pp. 426-427).

The workshop was held on February 22, 2000. No one attended the rule development workshop and no one submitted written comments.

DEPARTMENT OF CORRECTIONS

RULE NOS:	RULE TITLES:
33-103.003	Inmate Grievances – Training Requirements
33-103.019	Inmate Grievances – Forms

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. 12, March 24, 2000, issue of the Florida Administrative Weekly:

33-103.003 Inmate Grievances – Training Requirements.

(1) Staff Training. The Bureau of Staff Development shall develop and implement a standardized plan to train staff in the use of the inmate grievance procedure. The training shall be designed to familiarize staff with the provisions of Chapter 33-103, Florida Administrative Code, and the standardized forms utilized in the grievance procedure. Staff training is governed by Chapter 33-209, Florida Administrative Code.

(a) through (b) No change.

(c) The provision of training shall be documented on Form DC2-901, Training Attendance Report.

(2) No change.

33-103.019 Inmate Grievances – Forms.

The following forms relevant to this chapter are hereby incorporated by reference. A copy of any of these forms is available from the Bureau of Inmate Grievance Appeals, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. If the forms are to be mailed, the request must be accompanied by a self-addressed stamped envelope.

(1) through (3) No change.

(4) Form DC2-901, Training Attendance Report, effective

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.:	RULE TITLE:
40E-0.103	Procedures for Processing Permit Applications

NOTICE OF CHANGE

Notice is hereby given that the following change has been made in the proposed rule in response to comments received from the public and from the Florida Legislature Joint Administrative Procedures Committee and in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 10, March 10, 2000 issue of the Florida Administrative Weekly:

When changed, sentence 3 of Rule 40E-0.103(1)(d) shall read: "The District shall grant an extension upon a showing of a good faith effort by the applicant to comply with the timelines set forth herein. "

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.:	RULE TITLE:
40E-1.603	Application Procedures for Conceptual Approval, Individual and General Permits

NOTICE OF CHANGE

Notice is hereby given that the following change has been made in the proposed rule in response to comments received from the public and from the Florida Legislature Joint Administrative Procedures Committee and in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 10, March 10, 2000 issue of the Florida Administrative Weekly:

When changed, sentence 3 of Rule 40E-1.603(1)(d) shall read: "The District shall grant an extension upon a showing of a good faith effort by the applicant to comply with the timelines set forth herein."

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Care Responsibility Program

RULE NO.:	RULE TITLE:
59H-1.0035	Definitions

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the above proposed rule published in Vol. 26, No. 3, January 21, 2000, issue of the Florida Administrative Weekly. The rule number was previously listed as 59H-1.00352, it should have been listed as 59H-1.0035.

DEPARTMENT OF MANAGEMENT SERVICES

Career Service System

RULE NO.:	RULE TITLE:
60K-3.009	Selection Process

NOTICE OF ADDITIONAL PUBLIC HEARING

The Department of Management Services announces a public hearing to which all persons are invited.

TIME AND DATE: 2:00 p.m., May 15, 2000

PLACE: Room 301, 4040 Esplanade Way, Tallahassee, Florida

PURPOSE: The purpose of the hearing is to receive comments on Eligibility Determination Manual, which is incorporated by reference in Rule 60K-3.009(1)(d), Selection Process.

A copy of the Eligibility Determination Manual may be obtained by contacting: The Department of Management Services, Division of Human Resource Management, 4050 Esplanade Way, Building 4040, Suite 360, Tallahassee, FL 32399-0950.

The original notice of proposed rule adoption was published in the Florida Administrative Weekly in Vol. 25, No. 44, on November 5, 1999. Several notice of changes were published in the Weekly in Vol. 26, No. 4, on January 28, 2000; Vol. 26, No. 10, on March 10, 2000; and Vol. 26, No. 13, on March 31, 2000.

DEPARTMENT OF MANAGEMENT SERVICES

Career Service System

RULE NO.: RULE TITLE:
60K-4.002 Statements of Policy

NOTICE OF ADDITIONAL PUBLIC HEARING

The Department of Management Services announces a public hearing to which all persons are invited.

TIME AND DATE: 2:00 p.m., May 15, 2000

PLACE: Room 301, 4040 Esplanade Way, Tallahassee, Florida

PURPOSE: The purpose of the hearing is to receive comments on the Eligibility Determination Manual incorporated by reference in Rule 60K-3.009(1)(d). Rule 60K-4.002(8)(b), Statements of Policy, references that applicants for employment into the Career Service must be determined eligible under that rule. A copy of the Eligibility Determination Manual may be obtained by contacting: The Department of Management Services, Division of Human Resource Management, 4050 Esplanade Way, Building 4040, Suite 360, Tallahassee, FL 32399-0950. The original notice of proposed rule adoption was published in the Florida Administrative Weekly in Vol. 25, No. 44, on November 5, 1999. A notice of change was published in the Weekly in Vol. 26, No. 13 on March 31, 2000.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: RULE TITLE:
61G6-5.0035 Certification of Registered Contractors

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. 44, issue of the Florida Administrative Weekly. The changes are in response to comments received from the Joint Administrative Procedures Committee and from the Board meeting held on March 29, 2000.

The rule shall now read as follows:

61G6-5.0035 Certification of Registered Contractors.

Any registered contractor who wishes to become a certified contractor in the appropriate category pursuant to the "grandfathering" provisions of Section 489.514, F.S., shall meet all of the following requirements:

(1) Submit a completed "Application for Certification of a Registered License" on Form BPR/ECLB-REG.TO.CERT. 4/2000, which is hereby incorporated by reference, effective _____, copy of which may be obtained from the Board office.

(2) Submit proof of continuing education pursuant to Rule 61G6-9.001, F.A.C. for the latest renewal cycle prior to application.

(3) For purposes of implementing § 489.514, Florida Statutes, the registered contractor must have:

(a) passed with a grade of 75% or better, a written, proctored examination in the appropriate category as specified in subsection (2) of the statute, and,

(b) five (5) years experience as a registered contractor in the category for which certification is sought. The registered contractor must have held an active license in that category for a period of at least 5 years. The 5 year period is not required to be consecutive. Any time periods when the license was placed on inactive status or when the licensee was on probationary status shall not count toward the 5 years required experience; or,

(c) five (5) years of oversight or inspection responsibility as a building code administrator or inspector in the category for which certification is sought. Any time periods when the license was placed on inactive status or when the licensee was on probationary status shall not count toward the five (5) years' required experience.

(4) For purposes of implementing 489.514, the following appropriate categories of certification are established, in addition to those previously established by laws and rules.

(a) Certified Electrical Contractor – Any individual who is a registered electrical contractor and a registered or certified alarm system I contractor shall be a Certified Unlimited Electrical Contractor upon complying with the requirements of Chapter 489, Florida Statutes and this rule. The scope of this certification includes that of a registered electrical contractor plus that of a registered alarm system I contractor without geographical or jurisdictional limitation. The license shall be designated EC.

(b) Certified Limited Electrical Contractor – Any individual who is a registered electrical contractor shall be a Certified Limited Electrical Contractor, upon complying with the requirements of the Chapter 489, Florida Statutes and this rule. The scope of this certification includes all that of a registered electrical contractor without geographical or jurisdictional limitation. The license shall be designated ECL.

Specific Authority 489.507(3), 489.514 FS. Law Implemented 489.513(3), 489.514, 489.517 FS. History—New _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Electrical Contractors' Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Funeral Directors and Embalmers

RULE NO.: 61G8-31.001
 RULE TITLE: Procedure Required
 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. 25, No. 37, September 17, 1999, issue of the Florida Administrative Weekly. The changes are in response to comments provided by the staff of the Joint Administrative Procedures Committee. Subsection (3) shall now read as follows:

(3) Each funeral establishment involved in arrangements for cremation of deceased persons shall retain and make available for inspection by the Department records pertaining to each cremation arranged by the funeral establishment. Cremation records shall be retained for a period of at least 2 years and shall include, but not be limited to the following:

- (a) Signed declaration of intent;
- (b) Date of cremation;
- (c) Disposition of cremated remains; and
- (d) Contract for funeral/cremation arrangements.

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

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-3.004
 RULE TITLE: Physician Office Incident Reporting
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above proposed rule, as noticed in Vol. 26, No. 4, January 28, 2000, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: 64B1-3.010
 RULE TITLE: Licensure by Endorsement through another State License
 NOTICE OF PUBLIC HEARING

The Board of Acupuncture hereby gives notice of a public hearing on the above-referenced rule to be held on June 2, 2000 at the Embassy Suites Hotel, 555 North Westshore Blvd.,

Tampa, Florida 33609 at 9:00 a.m. The rule was originally published in Vol. 25, No. 39, of the February 25, 2000, Florida Administrative Weekly.

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

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: 64B1-4.001
 RULE TITLE: Acupuncture Program Requirements
 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. In subsection (3), the date "October 1, 2001" should be changed to "August 1, 2001."

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

Division of Disease Control

RULE NOS.: 64D-3.003, 64D-3.013
 RULE TITLES: Notification by Laboratories, Procedures for Control of Specific Communicable Diseases
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in the proposed rules as noticed in the Notice of Change published in Vol. 26, No. 16, April 21, 2000, of the Florida Administrative Weekly. These changes are being made in response to comments received from the Florida Legislature Joint Administrative Procedures Committee.

When changed, Rule 64D-3.003(1) shall read as follows:

(1) Each laboratory director or designee in charge of a laboratory shall report, or cause to be reported evidence suggestive of or diagnostic of diseases or conditions listed in 64D-3.002(1), F.A.C., from any specimen derived from a human body, or from an animal in the case of rabies or plague testing, to the county health department director or administrator or the State Health Officer or to either of their

designated representatives. Such reports shall be made within 72 hours of recognition by telephone, or other electronic means, or in writing, except for certain specified diseases as indicated by a (T), which shall be reported immediately by telephone and followed ~~within 72 hours~~ by a written report. When changed, Rule 64D-3.013(6)(b) shall read as follows:

(b) Infants born to HBsAg-positive mothers shall receive hepatitis B immune globulin and hepatitis B vaccine once they are physiologically stable, preferably within 12 hours of birth, and shall complete the hepatitis B vaccine series according to the recommended vaccine schedule. Testing infants for HBsAg and antibody to hepatitis B surface antigen (anti-HBs) ~~three (3) to nine (9)~~ six (6) months after the completion of the hepatitis B vaccine series is recommended to monitor the success or failure of therapy. A positive HBsAg result in any child aged 24 months or less shall be reported to the local county health department.

DEPARTMENT OF HEALTH

Division of Disease Control

RULE CHAPTER NO.: 64D-3
 RULE CHAPTER TITLE: Control of Communicable Diseases and Conditions which may Significantly Affect Public Health

RULE NO.: 64D-3.018
 RULE TITLE: Partner Notification

NOTICE OF WITHDRAWAL

Pursuant to Section 120.54(3)(d)1., Florida Statutes, notice is hereby given that the above proposed rule amendment, as noticed in Vol. 26, No. 6, February 11, 2000, issue of the Florida Administrative Weekly, have been withdrawn in response to comments received from the Florida Legislature Joint Administrative Procedures Committee.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.: 65A-4.100
 RULE TITLE: Relocation Assistance

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 26, No. 4, January 28, 2000 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.: 65A-4.101
 RULE TITLE: WAGES Early Exit Diversion Program

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the cited proposed rule published in Vol. 26 No. 7, February 18, 2000 issue of the Florida Administrative Weekly, in accordance with subparagraph 120.54(3)(d)1., F.S. The specific changes were made in response to the comments received from the Joint Administrative Procedures Committee. The changes clarify that individuals who receive a temporary cash assistance payment of less than "\$100 per month" are to be notified of this option and provide the date the proposed rule was approved by the agency head.

Specific changes are as follow:

Paragraph (1), first sentence: The Public Assistance Specialist will identify individuals who receive temporary cash assistance payments of less than \$100 per month and will inform them about the Early Exit Diversion Program option and how this payment will be considered in determining eligibility for food stamps and Medicaid.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 19, 1999

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67-38.002	Definitions
67-38.0025	Notice of Funding Availability
67-38.003	Application Submission Procedures
67-38.004	Incomplete Applications and Rejection Criteria
67-38.005	Application Evaluation and Award Guidelines
67-38.007	Terms and Conditions of the Loan
67-38.008	Eligible Uses for the Loan
67-38.010	Credit Underwriting Procedures
67-38.011	Fees
67-38.012	Sale, Transfer or Conveyance of Development
67-38.014	Disbursement Procedures
67-38.0145	Compliance and Monitoring Procedures
67-38.015	Disposition of Property Accruing to the Corporation
67-38.017	Application Procedures for Applicants participating Under 1998 Cycles I and II

NOTICE OF CHANGE

Notice is hereby given that in response to public comments, both oral and written, and recommendations made by the Joint Administrative Procedures Committee, the following changes in addition to non-published technical corrections/clarifications have been made to Rule 67-38, Florida Administrative Code as published in Vol. 26, No. 5 of the Florida Administrative Weekly on February 4, 2000.

67-38.002 Definitions.

(1) "Act" means the Florida Housing Finance Corporation Act as found in Chapter 420, Part V, Florida Statutes, as amended, and more specifically referenced in the Predevelopment Loan Program Act, Sections 420.521 through 420.529, Florida Statutes.

(6) "Application Package" means the forms, tabs threshold requirements, and instructions thereto, and other information necessary for submission of an Application under the Predevelopment Loan Program, obtained from the Corporation at 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The Corporation hereby adopts by reference the Application Package (Form PLP 2000), comprising the Predevelopment Loan Program Application Package prepared by the Corporation for the current cycle which shall be completed and submitted to the Corporation by an Applicant in accordance with this Rule Chapter in order to apply for PLP funds.

(10) "Corporation" or "Florida Housing" or "FHFC" means the Florida Housing Finance Corporation, a public corporation and the successor to the Florida Housing Finance Agency.

(13) "Development Plan" means the written description/narrative of the proposed Development submitted to the Corporation by the Applicant with the concurrence recommendation of the Technical Assistance Provider detailing the Applicant's objectives and goals with respect to the Development, from formulation of the development concept through construction, leasing, operation or sale. The Development Plan shall clearly set forth the Applicant's anticipated sources to fund all anticipated predevelopment expenses, including those in excess of the amounts to be requested under the Predevelopment Loan Program, if any, and the sources and uses of construction and permanent financing.

(19) "Loan Committee" or "Review Committee" means a group composed of at least five persons ~~including a Board member appointed by the Chairman of the Board or other committee~~ as designated by the Board who will be responsible for review and approval of Applications under the PLP Program. Meetings of the Loan Committee shall be called by the Chairperson of the Committee who shall be appointed by the Executive Director.

(21) "Minimum Set-Aside Requirement" means, with respect to PLP,

(a) for rental Developments,

~~1. a minimum of 60% 20% of the completed housing units must be rented to persons whose income does not exceed 60% 50% of the median income for the area, as determined by HUD, with adjustments for family size; or~~

~~2. a minimum of 40% of the completed housing units are rented to persons whose income does not exceed 60% of the median income for the area, as determined by HUD, with adjustments for family size.~~

67-38.0025 Notice of Funding Availability.

(3) PLP funding shall be available to Applicants whose Applications have met threshold, on a first-come, first-served basis pursuant to this Rule Chapter, except for Applications for Farmworker Developments which shall receive priority.

67-38.003 Application Submission Procedures.

~~(2) The Corporation hereby adopts by reference the Application Package (Form PLP 2000) which provides forms, tabs, threshold requirements, instructions and other information necessary for submission of an Application under the Predevelopment Loan Program.~~

(8) If the Applicant, any of its principals or Affiliates, including the Developer, or any member of the Project's development team are determined by the Corporation to have engaged in fraudulent actions, or to have intentionally misrepresented information in any previous application(s) or other documents submitted to the Corporation, the Applicant, its principals and ~~or~~ Affiliates, including the Developer, shall or such member of the development team will be deemed ineligible to participate in any program administered by the Corporation for two fiscal years beginning on the date the Corporation's Board of Directors approves the disqualification ~~of the Application.~~

67-38.004 Incomplete Applications and Rejection Criteria.

(1) Each Application shall be reviewed by the PLP staff to determine that the Application is complete. Complete Applications will be forwarded to the Loan Committee for action pursuant to the requirements specified in this Rule Chapter ~~and the Application.~~ If an Application is determined by staff to be incomplete, Applicant will be contacted and given an opportunity to provide the missing materials. The Application, however, will not be placed in priority order or on a waiting list until such time that all items have been submitted and Application is determined to be complete.

(2)(b) The Applicant, any of its principals or Affiliates, including the Developer, or any member of the development team has been found by the Corporation to have engaged in fraudulent activities or misrepresented facts on the Application; or has not waited the time period specified in Rule 67-38.003(8), F.A.C.; or

(2)(f) The Applicant fails to ~~complete and~~ submit additional items and complete information necessary for the Application to be considered complete; or

67-38.005 Application Evaluation and Award Guidelines.

If the Loan Committee rejects the Application, Applicant will be notified in ~~if~~ writing of the reason for rejection of the Application and provided an opportunity to rectify, ~~if possible,~~ any outstanding issues which may have caused rejection of the Application.

(4) If the Loan Committee approves the Application and

(a) funds are available, Florida Housing shall issue an Invitation to Participate assign a Technical Assistance Provider to the Applicant to review of the Application and make a preliminary assessment as to the feasibility of the Development; or

(b) funds are not available, Applicant will be placed on a waiting list, based on the date and time an Application was determined to be complete and have met threshold until such time that funds are available, at which time the Applicant will be issued an Invitation to Participate, or Application is withdrawn.

~~(5) The Technical Assistance Provider shall notify Florida Housing of its findings and if the Technical Assistance Provider determines that the Development is not feasible, Applicant will be notified of such outcome and no funds shall be disbursed on behalf of the Applicant other than fees for the Technical Assistance Provider's review. If the Technical Assistance Provider determines the Development may be feasible, an Invitation to Participate will be issued to the Applicant. The Invitation to Participate must be executed and returned to the Corporation within 15 days of receipt. If the executed Invitation to Participate is not received by the Corporation within 15 days, the Invitation to Participate will be withdrawn and Applicant shall be so notified.~~

(6) Upon receipt of executed Invitation to Participate by the Corporation, the Corporation shall assign a Technical Assistance Provider. The Technical Assistance Provider shall work with the Applicant to formulate a Development Plan. The Development Plan shall include a preliminary budget and timeline and set forth all predevelopment activities necessary to obtain construction and permanent financing for the Development. The Development Plan should also indicate, to the extent possible, the amount of PLP funds expected to be needed. The Applicant shall be given up to six months from the execution of the Invitation to Participate to complete and submit the Development Plan. Florida Housing will cancel the Invitation to Participate if the Plan is not submitted within the six-month period and all Loan documents, if any, shall be cancelled.

(9) If a Development Plan does not receive approval by the Loan Committee, no funds will be disbursed other than for outstanding expenses and any funds which have been disbursed or are owed to the Technical Assistance Provider.

~~(10)(9)~~ Upon execution of all the Loan documents ~~agreement~~, funds will be available for disbursement for eligible predevelopment activities as specified in this Rule Chapter.

67-38.007 Terms and Conditions of the Loan.

Applicants are required to work with the Technical Assistance Provider which shall provide services as described in this Rule Chapter. Fees of the Technical Assistance Provider ~~for the initial 120 hours of Technical Assistance will be paid by Florida Housing. Technical Assistance Provider fees in excess of 120 hours shall be paid by Florida Housing if they are~~

~~deemed reasonable and necessary by Florida Housing when considering such factors as the experience or lack thereof of the Applicant and the size and difficulty of the Development. Any fees for technical assistance not paid by Florida Housing shall be the responsibility of the Applicant. However, PLP funds may be used to pay the Technical Assistance Provider.~~

(5) Loan shall mature on the earlier of (i) the date of closing of the permanent/construction loan for the Development or (ii) 3 years from the date of execution of Loan documents or other such extended Loan maturity date approved by the Board. Approval by the Board of an extension of the maturity of a Loan shall be subject to the following: However, the Board may extend the term of the Loan. Any such extension shall be based upon, among other criteria, the state of the economy; the past performance record of the Applicant, its principals and Affiliates;

(a) the recommendation of the Credit Underwriter and the Technical Assistance Provider that an extension of the Loan the requested extension is likely to result in the successful completion of the Development;

(b) past performance of the Applicant; ~~and~~ submission of the following by the Applicant:

(i) the reasons for the extension, (ii)

(c) a revised Development Plan, approved by the Technical Assistance Provider, reflecting the reasons for the extension and the tasks and activities to be completed during the extension period;

(d) evidence of the Applicant's ability to complete the Development, and ~~(iv)~~

~~(e) an alternate financing plan in the event the original financing source withdraws. Extension requests which do not include the foregoing items above shall not be reviewed or considered for extension of maturity by the Board of Directors of the Corporation.~~

(8) Upon determination by the Board that other remedies are ineffectual or non-existent and that the best interest of Florida Housing is served by acceleration ~~(The Loan may be accelerated in the event the following occurs:~~

(a) Proceeds of the Loan are used for any purpose not specified in the Development Plan, the documents evidencing or securing the Loan, the Act or this Rule Chapter; or

(b) The Development fails to meet or maintain the Minimum Set-Aside Requirement during the Compliance Period; or

(c) Sale, transfer, or conveyance of the Development without the prior written approval of the Corporation, as set forth in Rule 67-38.012, F.A.C.

(14) With respect to rental Developments, in order to assure that such Developments will serve the target population and maintain the Minimum Set-Aside Requirements, in addition to the execution and recordation of the Land Use Restriction Agreement (LURA), all deeds conveying title to real estate which is improved with rental units shall contain

restrictive covenants which encompass all of the units in the Development ~~and which shall, to~~ provide for the continued rental of the units to persons within the target population for the Compliance Period. The Servicer ~~shall will~~ conduct a review and physical inspection prior to closing of the construction/permanent financing to assure that the Development meets the Minimum Set-Aside Requirements and provides the intended benefit to the target population pursuant to the Act. The Corporation reserves the right to monitor each Development funded under the Predevelopment Loan Program at any time after completion of the Development to assure continued compliance with the applicable provisions of this Rule Chapter.

67-38.008 Eligible Uses for the ~~Advance and~~ Loan.

(2) The Corporation shall monitor all Predevelopment activity expenditures through the designated Technical Assistance Provider and ~~shall may~~ deny disbursements which have not been approved by the Technical Assistance Provider prior to submission to Florida Housing.

(3)(n) Approved acquisition expenses in connection with the Development Project Site;

(s) Site development activities approved by the Corporation; ~~and~~

(t) ~~Insurance fees; and Fees for Technical Assistance Provider in excess of 120 hours as allowed by Rule 67-38.007(1), F.A.C.~~

(u) Connection fees.

67-38.010 Credit Underwriting Procedures.

(4) An appraisal of the proposed Development Site to be acquired shall be required during the Preliminary Underwriting Assessment process. ~~The Applicant may choose an appraiser from the Credit Underwriter's approved list of appraisers; however, the~~ The Credit Underwriter shall choose an appraiser from the Credit Underwriter's approved list of appraisers and order; the appraisal of the Development Project.

(6) The Credit Underwriter may require additional information as is necessary to evaluate the Development Plan and make a determination as to the feasibility of the Development. If the Credit Underwriter requires additional clarifying materials in the course of the Preliminary Underwriting Assessment process, the Credit Underwriter shall request the materials from the Applicant and shall specify deadlines for submission of each such material. Failure to submit required information by the specified deadline, unless a written extension of time has been approved by the Corporation, shall result in the request for disbursement for site acquisition being denied ~~funding.~~

It is the responsibility of the Applicant with the assistance of the Technical Assistance Provider to comply with each part of this Rule Chapter and to request in writing and provide evidence acceptable to the Corporation of extenuating circumstances for any requested waiver or extension. A failure

to comply with any part of this Rule Chapter without the prior written permission of the Corporation will result in the disqualification of the Applicant and rescission of the Invitation to Participate.

67-38.011 Fees.

(d) A ~~nonrefundable~~ commitment fee of ~~\$600~~ \$2,500 shall be paid to the Corporation and is due at the time Applicant accepts the Invitation to Participate upon execution of the line of credit Loan agreement, and an additional \$600 commitment fee shall be paid after approval of the Development Plan and prior to the first draw. In the even the Development Plan does not receive approval, the \$600 fee paid at the time of acceptance of the Invitation to Participate shall be retained by the Corporation. In the event the Development Plan is approved, the Applicant's Loan amount due upon closing of the construction/permanent financing will be reduced by \$1,200 reflecting the full commitment fee paid.

67-38.012 Sale, Transfer or Conveyance of Development.

(3) Written approval shall be obtained from the Corporation prior to any increase in per lot or per unit sales price. Approval shall be based on evidence from the Applicant, acceptable to the Corporation, indicating an increase in the acquisition and development cost of the Development or an increase in debt service payments or property taxes;

67-38.014 Disbursement Procedures.

(5) Before requests for disbursements under the Loan are ~~processed honored,~~ the Applicant Technical Assistance Provider shall provide inspect or require verification to from the Technical Assistance Provider and the Corporation Applicant that the work for which payment is being requested has been performed satisfactorily and on schedule or that the expenses to be reimbursed have actually been incurred or will be incurred.

67-38.0145 Compliance and Monitoring Procedures.

(4)(c)5. Income Certification Form TIC-1 for each tenant. ~~A sample~~ Form TIC-1, which is hereby incorporated by reference, can be obtained from the Corporation. For Developments participating in Section 8 and RD Programs, the HUD Forms 50058 or 50059 or RD (or FmHA) Form 1944-8 may be used in lieu of Form TIC-1 as long as proper documentation is maintained in the tenant files.

67-38.015 Disposition of Property Accruing to the Corporation.

(1) When title to property has been acquired by the Corporation under the Predevelopment Loan Program, the Corporation ~~shall may~~ dispose of such property through a competitive bidding process established by the Corporation.

(2) The Corporation ~~shall may~~ advertise the availability of such property by soliciting proposals from any organization, agency, local government or individual for the sale of the property for housing for the target population, or if the

character of the property has changed so that housing is no longer of suitable use, then for any public purpose compatible to the area.

(3) In the event no offers for purchase of the property are received, the Corporation shall ~~may~~ negotiate the sale or lease of such property with other Applicants. All such property must be used to provide housing with set-asides to persons within the target population. If the character of the property has changed and no such proposals are received for development of affordable housing, the Corporation shall ~~may~~ sell or lease the property for other public purposes.

67-38.017 Application Procedures for Applicants Participating Under 1998 Cycles I and II.

(1) Participants funded under Cycle I or Cycle II of the 1998 Predevelopment Loan Program, pursuant to Chapter 421 of the Florida Statutes, that have not taken final draws on that funding, shall be allowed to apply for funding under this Rule

(2) To participate these Applicants shall complete and submit Form PLP 2000. Such Applications shall be subject to all provisions of this Rule except that such Applications shall not be subject to review by the Loan Committee but be deemed to have met threshold.

(3) The Corporation shall issue an Invitation to Participate when the Application has been determined to be complete, provided previous Predevelopment Loan Program award is relinquished, and outstanding notes and mortgages are satisfied with funding provided under this Rule.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: 68A-28.002 RULE TITLE: Florida Waterfowl Stamp Design Contest

NOTICE OF WITHDRAWAL

Notice is hereby given that the proposed rule amendment for the above rule which was published in the April 21, 2000, edition of the Florida Administrative Weekly has been withdrawn.

**Section IV
Emergency Rules**

DEPARTMENT OF THE LOTTERY

RULE TITLE: Leave Payment RULE NO.: 53ER00-15
SUMMARY OF THE RULE: The emergency rule sets forth the provision for payment of regular compensatory leave to an employee who leaves employment of the Lottery pursuant to a reduction in workforce.

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:

53ER00-15 Leave Payment.

An employee who leaves the employment of the Lottery pursuant to a reduction in workforce will be paid for unused regular compensatory leave credits up to a maximum of one hundred sixty hours.

Specific Authority 24.109(1), 24.105(10)(j), 24.105(20)(d) FS. Law Implemented 24.105(20)(d) FS. History--New 4-13-00.

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

EFFECTIVE DATE: April 13, 2000

**Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver**

DEPARTMENT OF EDUCATION

The Florida Board of Regents hereby gives notice that has received a petition for emergency variance, filed on April 11, 2000, from all ten universities in the State University System, seeking an emergency variance from Rule 6C-6.002(3)(a), Florida Administrative Code, which prescribes the admissions eligibility credit requirements for entering university freshmen, specifically that portion of subsection 6C-6.002(3)(a), FAC., that requires entering freshmen to possess 4 additional academic electives from the 5 subject areas referenced in the rule, i.e., English, math, natural science, social science and foreign language, since students have been counseled more broadly under the provisions of the counseling manuals issued by the Department of Education. The petitioners seek the emergency variance from the application of the Rule until Summer 2003. The Board GRANTED the petition pursuant to the Order filed in this matter.

A copy of the final order can be obtained from: Gregg Gleason, General Counsel, Florida Board of Regents, 1454 Florida Education Center, 325 W. Gaines Street, Tallahassee, Florida 32399-1950, or phone (850)201-7170.

DEPARTMENT OF TRANSPORTATION

NOTICE IS HEREBY GIVEN that, pursuant to Section 120.542, Florida Statutes, on April 12, 2000, the Florida Department of Transportation issued an Order Granting Request for Variance, with conditions, for the petition of Industrial Chemical & Supply Co., seeking a variance from the

provisions of Rule 14-57.003(3), FAC. The petition was filed with the Department on May 19, 1999. The Department published its notice of receipt of the petition in the September 24, 1999 edition of the Florida Administrative Weekly. Rule 14-57.003(3), FAC., prescribes minimum railroad clearance standards. The Department's Order Granting Request for Variance, issued in DOT Case No. 99-0212, granted, with conditions, the petition because Industrial Chemical & Supply Co., has demonstrated that the application of the rule would create a substantial hardship and that the purpose of the underlying statute will be achieved by other means.

A copy of the Department's Order Granting Request for Variance may be obtained from: Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458.

For additional information, contact James C. Myers at (850)414-5393.

NOTICE IS HEREBY GIVEN that, pursuant to Section 120.542, Florida Statutes, on April 12, 2000, the Florida Department of Transportation issued an Order Granting Request for Variance, with conditions, for the petition of Tri-County Commuter Rail Authority, seeking a variance from the provisions of Rule 14-57.003(3), FAC. The petition was filed with the Department on August 1, 1999. The Department published its notice of receipt of the petition in the September 24, 1999, edition of the Florida Administrative Weekly. Rule 14-57.003(3), FAC., prescribes minimum railroad clearance standards. The Department's Order Granting Request for Variance, issued in DOT Case No. 99-0213, granted with conditions the petition because Tri-County Commuter Rail Authority has demonstrated that the application of the rule would create a substantial hardship and that the purpose of the underlying statute will be achieved by other means.

A copy of the Department's Order Granting Request for Variance may be obtained from: Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458.

For additional information, contact James C. Myers at (850)414-5393.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection announces its entry of an Order Granting Request for Variance, as required by Section 120.542(8), Florida Statutes.

NAME OF THE PETITIONER: Angelo's Recycled Materials

DATE THE PETITION WAS FILED: October 5, 1999

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Rule 62-701.300(2)(c), Florida Administrative Code, that prohibits the storage or disposal of solid waste within 500 feet of a potable water well.

REFERENCE TO THE PLACE AND DATE OF PUBLICATION OF THE NOTICE OF THE PETITION: Florida Administrative Weekly, October 22, 1999, Vol. 25, No. 42.

THE DATE OF THE ORDER APPROVING THE VARIANCE OR WAIVER: April 12, 2000.

THE GENERAL BASIS FOR THE AGENCY DECISION: The Petitioner has demonstrated that allowing it to construct a Materials Recovery Facility within 500 feet of a potable water well, where waste will be processed indoors within a leachate collection system, is expected to meet the purpose of the underlying statute, and that the Petitioner would suffer an undue hardship if the variance is not granted.

EXPLANATION OF HOW A COPY OF THE ORDER CAN BE OBTAINED: A copy of the Order Granting Request for Variance is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Requests for copies or inspections should be made to Mary Jean Yon, Section Administrator at the above address, telephone (850)488-0300, or e-mail to yon_mj@dep.state.fl.us.

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: May 9, 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 **Florida Main Street** Pre-Application Workshops announces meetings to which all interested parties are invited:

DATE AND TIME: May 2, 2000, 1:30 p.m.

PLACE: Fort Walton Beach, 180 Miracle Strip Parkway, S. E., Ft. Walton Beach, FL 32548

DATE AND TIME: May 3, 2000, 1:30 p.m.

PLACE: Gainesville, Thomas Center, 306 N. E. 6th Avenue, Bldg. A, Gainesville, FL 32602

DATE AND TIME: May 4, 2000, 1:30 p.m.

PLACE: Delray Beach, Palm Beach County Regional Office, 20 N. Swinton Avenue, Delray Beach, FL 33447

The **Department of State, Division of Cultural Affairs** announces the following public meetings, to which all persons are invited:

DATE AND TIME: Monday, May 8, 2000, 1:00 p.m.

PLACE: FDOT, Brooksville Maintenance Yard, 16411 Springhill Drive, Brooksville, FL 34609, (352)797-5700

PURPOSE: To hold an Orientation meeting to determine potential artwork sites for Art in State Buildings, Project No. DOT 259-055, Brooksville Maintenance Yard, Hernandez County, Florida

COMMITTEE: Art Selection Committee

DATE AND TIME: Wednesday, May 10, 2000, 1:30 p.m.

PLACE: Agency for Health Care Administration, Farm Bureau Building, 5700 S. W. 34th Street, Gainesville, FL 32308, (352)334-0730

PURPOSE: To hold an Orientation meeting to determine potential artwork sites for Art in State Buildings, Project No. DMS 9403/1000, Alachua Regional Service Center, Gainesville, Florida

COMMITTEE: Art Selection Committee

DATE AND TIME: Thursday, May 11, 2000, 10:30 a.m.

PLACE: Rolland, Del Valle & Bradley, 1660 Prudential Drive, Jacksonville, FL 32207, (904)398-3939

PURPOSE: To hold an Orientation meeting to determine potential artwork sites for Art in State Buildings, Project No. DMS 9902/6000, Duval Regional Service Center, Phase II, Jacksonville, Florida

COMMITTEE: Art Selection Committee

DATE AND TIME: Thursday, May 11, 2000, 1:30 p.m.

PLACE: Jacksonville Forestry Headquarters, Route 2, Box 65, Bryceville, FL 32009, (352)378-4400

PURPOSE: To hold an Orientation meeting to determine potential artwork sites for Art in State Buildings, Project No. DMS 9801/3000, Division of Forestry, Jacksonville, Florida

COMMITTEE: Art Selection Committee

For more information or to obtain a copy of the agenda, please contact: Lee Modica, Arts Administrator, Division of Cultural Affairs, The Capitol, Tallahassee, Florida 32399-0250, (850)487-2980, Ext 116.

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 Division of Cultural Affairs.

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 Kirby Mole, (850)487-2980, Ext 133. If you are hearing or speech impaired, please contact the agency by calling TT: (850)488-5779.

DEPARTMENT OF LEGAL AFFAIRS

The **Office of the Attorney General**, Florida Motor Vehicle Theft Prevention Authority announces a public meeting of the Grant Review Team to which all interested persons are invited. DATES AND TIME: May 9-11, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: Office of the Attorney General, Collins Building, 107 West Gaines Street, Lemon Law Conference Room, Room G19, Tallahassee, Florida

PURPOSE: Annual meeting of the Grant Review Team which will evaluate and determine grant applications eligible for MVTPA Grants for the funding period of October 1, 2000 to September 30, 2001.

Further information may be obtained by contacting: Mary Mills, Florida Motor Vehicle Theft Prevention Authority, Office of the Attorney General, The Capitol, Room PL-01, Tallahassee, Florida 32399-1050, or by calling (850)414-3362. TDD users, please call through the Florida Relay Service at 1(800)955-8771.

If special accommodations are needed to attend this meeting because of disability, please contact Mary Mills no later than seven days prior to the proceedings, (850)414-3362. If hearing impaired, contact Mary Mills via Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Research Committee of the Florida **Commission on the Status of Women** will hold a telephone conference:

DATE AND TIME: May 18, 2000, 10:30 a.m.

PLACE: Call (850)414-3300 for instructions on participation

PLACE: 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 Executive Committee of the Florida **Commission on the Status of Women** will hold a telephone conference on:

DATE AND TIME: May 18, 2000, 3:00 p.m.

PLACE: 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 **Office of the Attorney General**, Florida Motor Vehicle Theft Prevention Authority announces a public meeting of the Board of Directors of the Florida Motor Vehicle Theft Prevention Authority to which all interested persons are invited.

DATE AND TIME: Wednesday, June 14, 2000, 10:00 a.m.
 PLACE: Florida Department of Highway Safety and Motor Vehicles (DHSMV), Neil Kirkman Building, 2900 Apalachee Parkway, Room A-427, Tallahassee, Florida
 PURPOSE: Quarterly meeting of the Board of Directors as required by Florida Statute. Consideration of matters as presented in the agenda for the meeting.

A copy of the agenda may be obtained by contacting: Mary Mills, Florida Motor Vehicle Theft Prevention Authority, Office of the Attorney General, The Capitol, Room PL-01, Tallahassee, Florida 32399-1050, or by calling (850)414-3362. A request for the agenda may be faxed to the Authority office, (850)413-0633. TDD users, please call through the Florida Relay Service at 1(800)955-8771.

If special accommodations are needed to attend this meeting because of a disability, please contact Mary Mills no later than seven days prior to the proceedings at (850)414-3362. If hearing impaired, contact Mary Mills via Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF INSURANCE

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

DATE AND TIME: May 15, 2000, 9:00 a.m.
 PLACE: The Pavillion at Crossing Pointe, 9309 S. Orange Blossom Trail, Orlando, Florida

DATE AND TIME: May 16, 2000, 10:00 a.m.
 PLACE: State Regional Service Center, 2295 Victoria Avenue, Room 165, Fort Myers, Florida

DATE AND TIME: May 15, 2000, 2:00 p.m.
 PLACE: Agency for Health Care Administration, 6800 N. Dale Mabry Highway, Suite 220, Tampa, Florida

DATE AND TIME: May 17, 2000, 10:00 a.m.
 PLACE: Rhode Building, North Tower, 8th Floor, 401 N. W. 2nd Avenue, Miami, Florida

DATE AND TIME: May 30, 2000, 10:00 a.m.
 PLACE: Pensacola Junior College, Hagler Auditorium Room 252, 1000 College Blvd., Pensacola, Florida

DATE AND TIME: June 1, 2000, 9:00 a.m.
 PLACE: Staff Development Center, Building 108, Room 6, Tacachale Center, 1621 N. E. Waldo Road, Gainesville, Florida

PURPOSE: AFCH Uniform Firesafety Standards meeting.

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a quarterly business meeting and field trip of the Subcommittee on Managed Marshes to which all persons are invited.

DATES AND TIMES: May 10, 2000, 10:30 a.m.; May 11, 2000, 8:30 a.m.

PLACE: Charlotte Harbor Aquatic and State Buffer Preserves, 12301 Burnt Store Road, Punta Gorda, Florida, (941)575-5861

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- Welcome and Introductions
- General Comments and Business Items, to include:
 - Report from the Subcommittee on Managed Marshes
 - Field trip and luncheon
- Other items to be announced

Questions and Comments may be directed to: Douglas Carlson, Chairman, (561)562-2393, e-mail: dcarlsonl@hotmail.com or Fax (561)562-9619.

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

DATE AND TIME: May 24, 2000, 9:00 a.m. – 12:00 p.m.
 PLACE: Florida Department of Agriculture and Consumer Services, AES Conference Room, 3125 Conner Boulevard, Bldg. #8, Tallahassee, Florida 32399-1650, Phone (850)488-9095

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

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

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

The **Department of Agriculture and Consumer Services** announces a public meeting of the Florida Amusement Device and Attraction Advisory Committee to which all persons are invited.

DATE AND TIME: June 6, 2000, 10:00 a.m.
 PLACE: Airport Marriott, Tampa International Airport, Tampa, Florida 33607

PURPOSE: Regularly called meeting of the Florida Amusement Device and Attraction Advisory Committee.

A copy of the agenda may be obtained by writing: Isadore Rommes, Chief, Bureau of Fair Rides Inspection, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650 or by calling Isadore Rommes, (850)488-9790.

Pursuant to 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 Isadore Rommes, (850)488-9790. If you are hearing or speech impaired please contact the agency by calling the State of Florida TDD line at 1(800)955-8771.

The **Department of Agriculture and Consumer Services** announces a meeting of the Viticulture Advisory Council.

DATE AND TIME: May 8, 2000, 1:00 p.m.

PLACE: Library of the University of Florida, North Florida Research and Education Center, Monticello, Florida

DATE AND TIME: May 9, 2000, 9:00 a.m.

PLACE: Collins Building, Conference Room, Innovation Park, Tallahassee, FL

PURPOSE: Welcome Guests; Research and promotion grants recommendations; Trust fund budget request; Quarterly report on trust fund collections; Progress report on active promotion and research contracts; Presentation by Bureau of Seafood and Aquiculture on wine and seafood promotion.

A copy of the agenda can be obtained by contacting: George Demetree, Room 423, Mayo Building, 407 South Calhoun Street, Tallahassee, FL 32399-0800 or calling (850)488-4131.

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

The **Department of Agriculture and Consumer Services** announces the quarterly meeting of the "Friends of Florida State Forests, Inc." a non-profit corporation established to assist the Florida Division of Forestry in the support of its programs and activities.

DATE AND TIME: May 12, 2000, 8:00 a.m.

PLACE: Little Big Econ State Forest, 241 North CR 419, Chuluota, Florida 32766

PURPOSE: To conduct the business of the Corporation.

A copy of the agenda can be obtained by contacting: Harriett L. Abrams, FFSF Coordinator, 3125 Conner Blvd., Tallahassee, Florida 32399-1650, (850)414-9974.

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

The Florida **State Fair Authority** announces a meeting of the Finance Committee.

DATE AND TIME: Thursday, May 18, 2000, 11:00 a.m.

PLACE: Bob Thomas Equestrian Center, Florida State Fairgrounds, Tampa, Florida 33610

PURPOSE: To discuss old and new business of the finance committee.

AGENDA: A copy of the agenda may be obtained by contacting: Ms. Ann Menchen, Florida State Fairgrounds, P. O. Box 11766, Tampa, Florida 33680.

If special accommodations are needed to attend this meeting because of a disability, please contact Ms. Ann Menchen, (813)621-7821, as soon as possible.

The Florida **State Fair Authority** announces a meeting of the Full Authority to which all persons are invited:

DATE AND TIME: Thursday, May 18, 2000, 1:00 p.m.

PLACE: Bob Thomas Equestrian Center, Florida State Fairgrounds, Tampa, Florida 33610

GENERAL SUBJECT MATTER: Financial Report; Old and New Business; Fair Report.

AGENDA: A copy of the agenda may be obtained by contacting: Ms. Ann Menchen, Florida State Fairgrounds, P. O. Box 11766, Tampa, Florida 33680.

If special accommodations are needed to attend this meeting because of a disability, please contact Ms. Ann Menchen, (813)621-7821, as soon as possible.

DEPARTMENT OF EDUCATION

The Florida **Department of Education**, Charter School Review Panel announces a public meeting to which all persons are invited.

DATES AND TIMES: Monday, May 1, 2000, 4:30 p.m. – 6:00 p.m.; Tuesday, May 2, 2000, 3:00 p.m. – 6:00 p.m.

PLACE: Delta Orlando Resort, 5715 Major Boulevard, Orlando, Florida 32819

PURPOSE: Members of the Charter School Review Panel will examine best practices which can be used to make renewal decisions about existing charter schools.

The agenda will be available seven days prior to the meeting. To obtain a copy of the agenda, please call or write: Office of Public School Choice, 325 West Gaines Street, 522 Turlington Building, Tallahassee, Florida 32399, Telephone (850)414-0780 or Suncom 994-0780.

SPECIAL ACCOMMODATIONS: Persons with disabilities who require assistance to participate in this meeting are requested to contact Karen Hines-Henry at the above address or telephone numbers.

The Florida **Endowment Foundation for Florida's Graduates** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 9, 2000, 10:00 a.m. – 1:00 p.m.

PLACE: Ed White High School, 1700 Old Middleburg Road, Jacksonville, Florida 32210, (904)693-7620

PURPOSE: Meeting of the Board to discuss the effect of legislation passed during the 2000 Legislative Session on the operations of Jobs for Florida's Graduates' program.

The Florida Endowment Foundation for Florida's Graduates welcomes participation from any interested members of the public.

Any person who desires a copy of the proceedings should arrange to tape the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is requested to advise Laura Rand, Office of the Chief of Staff, Florida Department of Education, (850)413-0326, at least five calendar days before the meeting.

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

DATES AND TIME: Thursday, May 11, 2000, Friday, May 12, 2000, 8:30 a.m.

PLACE: Nova Southeastern University, Private Dining Room, Health Profession Division, Terry Building, 3200 South University Drive, Fort Lauderdale, Florida, tel (954)262-8736.

PURPOSE: Members of the Education Standards Commission will meet and discuss issues related to the Commission's charge. To obtain a copy of the agenda, please call or write: Florida Education Standards Commission, 325 West Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399, Telephone (850)488-1523 or Suncom 278-1523.

SPECIAL ACCOMMODATIONS: Persons with disabilities who require assistance to participate in this meeting are requested to contact Dr. Adeniji Odutola at the above address or telephone numbers.

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

DATE AND TIME: May 12, 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 **State Board of Independent Colleges and Universities** announces public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 18, 2000, 10:00 a.m.

PLACE: University of Phoenix, 2600 Lake Lucien Drive, Suite 200, Orlando, FL

PURPOSE: Special Committee Meeting to Review Board's Operations.

The Board welcomes participation from any interested members of the public.

Any person who desires a copy of the proceedings should arrange to tape the meetings.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, 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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is requested to advise the Board at least five calendar days before the meeting by contacting Mary Cook, (850)488-8695.

The **State Board of Community Colleges** announces the following public meetings of the Board to which all persons are invited:

Committee Meetings

DATE AND TIME: May 11, 2000, Lunch – 11:30 a.m.; Legislative Committee – 12:30 p.m. – 1:30 p.m.; Finance Committee – 1:30 p.m. – 3:15 p.m.; Program, Economic Development, Equity and Policy Committee – 3:30 p.m. – 5:15 p.m.

Board Meeting

DATE AND TIME: May 12, 2000, 8:00 a.m.

PURPOSE: Regular business meeting of the Board.

PLACE: Santa Fe Community College, 3000 N. W. 83rd Street, Gainesville, Florida 32606-6200

NOTE: If you need special services to attend the meeting, please let us know.

A copy of the agenda may be obtained by writing: Division of Community Colleges, 1314 Turlington Building, Tallahassee, Florida 32399-0400.

The **Gulf Coast Community College** District Board of Trustees will hold its monthly meeting as follows.

DATE AND TIME: May 11, 2000, 10:00 a.m. (EDT)

PLACE: The Gulf/Franklin Center, Port St. Joe, Florida

PURPOSE: Regular monthly meeting.

Contact person for the meeting is Dr. Robert L. McSpadden, President.

The Florida Community College Distance Learning Consortium of the **State Board of Community Colleges** announces the following public meeting to which all persons are invited to participate:

DATE AND TIME: Thursday, May 11, 2000, 1:00 p.m. – 5:00 p.m.

PLACE: Hampton Inn, 7801 S. W. 6th Street, Plantation, FL 33324

DATE AND TIME: Friday, May 12, 2000, 8:30 a.m. – 3:00 p.m.

PLACE: Broward Community College, Central Campus, FAU Liberal Arts Bldg., Room 124, 3501 S. W. Davie Road, Davie, FL 33314

PURPOSE: Regular Quarterly Business Meeting.

NOTE: If you need additional information or special services to participate in the meeting, please contact: Florida Community College Distance Learning Consortium, University Center, Building C, Suite C-1100, Tallahassee, FL 32306-2732, (850)645-4831.

DEPARTMENT OF COMMUNITY AFFAIRS

The Florida **Department of Community Affairs** announces a public rulemaking hearing to which all persons are invited.

DATE AND TIME: Monday, May 8, 2000, 8:00 a.m. – 10:00 a.m.

PLACE: Radisson Riverwalk, 1515 Prudential Drive, Jacksonville, Florida, Telephone (904)396-5100

PURPOSE: To receive public comment regarding the proposed rule 9B-3.047, which adopts the Florida Building Code as the building code for the State of Florida, effective January 1, 2001.

A copy of the agenda may be obtained by contacting: Mo Madani, Planning Manager, Codes and Standards, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824, Suncom 277-1824.

Any person requiring special accommodation at the hearing because of a disability or physical impairment should contact Mo Madani, Planning Manager, Codes & Standards, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824, Suncom 277-1824, 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 **Florida Building Commission**, announces the following meetings to which all persons are invited.

THE FLORIDA BUILDING COMMISSION “THE COMMISSION”

Meeting of the Partnership for Building Departments Ad Hoc.

Meeting of the Manufactured/Prototype Buildings Ad Hoc.

Meeting of the Accessibility Technical Advisory Committee.

DATE AND TIME: May 7, 2000, 12:00 p.m. – 6:00 p.m.

Rulemaking Hearing for Building Code Rule.

Meeting of the Threshold Inspector Certification Committee.

Meeting of the Product Approval Ad Hoc.

Meeting of the Economic Criteria Ad Hoc.

Meeting of the Plans Review Ad Hoc.

DATE AND TIME: May 8, 2000, 8:00 a.m. – 6:00 p.m.

Plenary Session of the Commission.

DATE AND TIME: May 9, 2000, 8:30 a.m. – 3:15 p.m.

PURPOSE: To adopt the updated workplan; to hear reports on legislative issues related to the Florida Building Code, the Manufactured/Prototype Buildings Ad Hoc, the Partnership for Building Departments Ad Hoc, the Plans Review Ad Hoc, the Economic Criteria Ad Hoc, copyright/royalty issues, the Product Approval Ad Hoc, the Accessibility Technical Advisory Committee and the Threshold Inspector Committee; to consider declaratory statements regarding testing standards for light weight insulating concrete systems and a commercial range hood specialty mechanical work as described in the Florida Statutes; to consider any accessibility waiver appeals; to consider proposed amendments/changes to building code rule; and to review assignments for next month.

Meeting of the Joint Building Fire Technical Advisory Committee and the Fire Marshal’s Fire Code and Building Code Coordination Committee.

DATE AND TIME: May 10, 2000, 8:00 a.m. – 10:00 a.m.

PLACE: Radisson Riverwalk, 1515 Prudential Drive, Jacksonville, Florida, Phone (904)396-5100

A copy of the Committee and Commission meeting agendas may be obtained by sending a request in writing: Jean Easom, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436.

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

Any person requiring a special accommodation at the meetings because of a disability or physical impairment should contact Ms. Jean Easom, Department of Community Affairs, (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Department of Community Affairs** announces the next scheduled meeting of the Governor’s Task Force on Domestic Violence to which all interested people are invited to attend.

DATES AND TIMES: May 11, 2000, 1:00 p.m. – 5:00 p.m.; May 12, 2000, 9:00 a.m. – 3:00 p.m.

PLACE: Hilton Jacksonville Riverside, 1201 Riverplace Boulevard, Jacksonville, FL 32207, (904)398-8800

SUBJECT: General Task Force business, reports from workgroups, legislative update and public testimony.

In addition, the Legislative Workgroup will hold a meeting prior to the Task Force meeting.

DATE AND TIME: May 11, 2000, 10:00 a.m. – 12:00 p.m.

PLACE: Hilton Jacksonville Riverside, 1201 Riverplace Boulevard, Jacksonville, FL 32207, (904)398-8800

SUBJECT: General briefing on domestic violence related legislation from the 2000 Florida Legislature.

Further information may be obtained by contacting the Prevention of Domestic and Sexual Violence Section, Department of Community Affairs, (850)921-2168.

DEPARTMENT OF TRANSPORTATION

The **Florida Transportation Commission** announces public meetings to which all persons are invited:

DATE AND TIME: May 10, 2000, 3:30 p.m.

PLACE: 851 Gulf Shore Blvd., North, Naples, Florida

PURPOSE: Analysis of issues facing Florida transportation.

DATE AND TIME: May 11, 2000, 9:00 a.m. – conclusion of agenda

PLACE: Collier County Commission Chambers, 4th Floor, 3301 East Tamiami Trail, Naples, Florida

PURPOSE: Meeting of the Florida Transportation Commission.

Information and a copy of the agenda may be obtained by contacting: Florida Transportation Commission, Room 176, M.S. 9, 605 Suwannee Street, Tallahassee, Florida 32399-0450, Phone (850)414-4105.

The Florida **Department of Transportation**, District 2 announces a Public Hearing to which all persons are invited.

DATE AND TIME: May 18, 2000, 7:00 p.m.

PLACE: The Dinsmore Elementary School, Cafetorium, 7126 Civic Club Drive, Jacksonville, Florida

PURPOSE: This Hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of Financial Project ID 212118-1-21-01 and 212110-1-21-01; Work Program Item Numbers 2620020 and 2124365; otherwise know as the Old Kings Road Bridge(s) replacement project, in Jacksonville, Duval County, Florida. The proposed transportation improvements recommend replacing the existing bridges over Little Six Mile Creek and Trout River with new bridges; and the bridge over Little Trout River with a box culvert. Two 12-foot travel lanes, paved shoulders, Iowa style crash barriers, 5-foot sidewalks and replicated Maltese Cross Design Railing will be provided. Minimum additional right of way will be required.

Anyone needing project or public hearing information or special accommodations under the Americans with Disabilities Act of 1990, should write to the address given below or call telephone number (904)752-3300 or 1(800)749-2967. Special accommodations requested under the Americans with Disabilities Act should be made at least seven days prior to the Public Hearing.

A copy of the agenda may be obtained by writing: Mr. Huey Hawkins, District Secretary, Florida Department of Transportation, District 2, Post Office Box 1089, Lake City, Florida 32056-1089.

STATE BOARD OF ADMINISTRATION

NOTICE OF CANCELLATION – NOTICE IS HEREBY GIVEN by the **State Board of Administration** of cancellation of four public meetings of the Florida Commission on Hurricane Loss Projection Methodology. These meetings were noticed in the Florida Administrative Weekly on March 31, 2000. The following meetings are cancelled:

DATE AND TIME: Monday, May 8, 2000, 9:00 a.m. – 5:00 p.m.

DATES AND TIMES: Wednesday, May 17, 2000 through Friday, May 19, 2000, 9:00 a.m. – 4:00 p.m.

The other meetings scheduled for May 9 through May 12, 2000, are not cancelled.

PLACE: Hermitage Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida

PURPOSE: These are regular business meetings of the Commission to review computer models under the standards and acceptability process for 1999 and to discuss the general business of the Commission.

Anyone wishing to be placed on the Commission’s mailing list to receive copies of notices and agendas by mail or wishing a copy of the agenda for the meeting noticed above, should contact: Anne Bert, State Board of Administration, P. O. Box 13300, Tallahassee, FL 32317-3300.

In compliance with the Americans with Disabilities Act, anyone needing special accommodation to attend any of these meetings is requested to call Anne Bert, (850)413-1349, five days prior to the meeting so that appropriate arrangements can be made.

NOTICE IS HEREBY GIVEN by the **State Board of Administration** of a public workshop regarding the Florida Hurricane Catastrophe Fund to which all persons are invited.

DATE AND TIME: Wednesday, May 24, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: Hermitage Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida

PURPOSE: To discuss the results of a request for information regarding a reinsurance intermediary; to discuss financial products and services for the FHCF; and to discuss the general business of the FHCF.

Anyone wishing a copy of the agenda should contact: Anne Bert, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300.

In compliance with the Americans with Disabilities Act, anyone needing special accommodation to attend the meeting is requested to call Patti Elsbernd, (850)413-1346, five days prior to the meeting so that appropriate arrangements can be made.

NOTICE IS HEREBY GIVEN by the **State Board of Administration** of a public meeting of the Advisory Council to the Florida Hurricane Catastrophe Fund to which all persons are invited.

DATE AND TIME: Tuesday, June 20, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: Hermitage Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida

PURPOSE: To discuss the results of a request for information regarding a reinsurance intermediary; to discuss financial products and services for the FHCF; and to discuss the general business of the Council.

Anyone wishing a copy of the agenda should contact: Anne Bert, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300.

In compliance with the Americans with Disabilities Act, anyone needing special accommodation to attend the meeting is requested to call Patti Elsbernd, (850)413-1346, five days prior to the meeting so that appropriate arrangements can be made.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 3, 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.

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 10, 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 Special Commission Conference in the following docket to which all interested persons are invited.

Docket No. 000288-EU – Petition for determination of need for an electrical power plant in Lake County by Panda Leesburg Power Partners, L.P.

Docket No. 000289-EU – Petition for determination of need for an electrical power plant in St. Lucie County by Panda Midway Power Partners, L.P.

DATE AND TIME: May 5, 2000, 9:30 a.m.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To consider Florida Power & Light Company’s and Florida Power Corporation’s Motions for Intervention, petitioners’ Requests for Oral Argument on the Motions for Intervention, as well as any other pending issues that the Commission deems appropriate.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350 and 367, F.S.

A copy of the Agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy, (\$1.00 per copy, Rule 25-22.002, FAC.) by writing: Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee,

Florida. The agenda and recommendation are also accessible on the PSC Homepage, <http://www.floridapsc.com>, at no charge.

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

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

The Florida **Public Service Commission** announces a Special Commission Conference in the following docket to which all interested persons are invited.

Docket No. 981444-TP – Number Utilization Study: Investigation into Number Conservation Measures.

DATE AND TIME: May 5, 2000, Upon completion of the Special Agenda for Dockets Nos. 000288-EU and 000289-EU.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To consider the Proposed Settlement Offer of Joint Petitioners to settle the Protest of Commission Order PSC-00-0543-PAA-TP relating to conservation measures implementation dates and software and designation of an administrator for number pooling in the 954, 561 and 904 area codes.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350 and 367, F.S.

A copy of the Agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy, (\$1.00 per copy, Rule 25-22.002, FAC.) by writing: Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida. The agenda and recommendation are also accessible on the PSC Homepage, <http://www.floridapsc.com>, at no charge.

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

Any person requiring some accommodation at this conference because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech

impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces a prehearing to be held in the following docket, to which all interested persons are invited.

Docket No. 991786-TP – Petition by BellSouth Telecommunications, Inc. for arbitration of resale agreement with TEL-LINK of Florida, L.L.C. and Tel-Link, L.L.C.

DATE AND TIME: May 15, 2000, 1:30 p.m.

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

PURPOSE: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; 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 its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: May 16, 2000, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on this agenda for which a hearing has not been held will be allowed to address the Commission concerning those items when taken up for discussion at this conference.

A copy of the agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy (\$1.00 per copy, Rule 25-22.002, FAC.), by contacting: Division of Records and Reporting, (850)413-6770 or writing to the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870. The agenda and recommendations are also accessible on the PSC Homepage, <http://www.floridapsc.com>, at no charge.

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

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

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: May 16, 2000, immediately following the Commission Conference which commences at 9:30 a.m. in Commission Hearing Room 148

PLACE: The Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

PURPOSE: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870.

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

****THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.****

The Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 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: May 17, 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 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 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 April 26, 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 hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 990455-TL – Request for review of proposed numbering plan relief for the 305/786 area code – Dade County and Monroe County/Keys Region.

Docket No. 990456-TL – Request for review of proposed numbering plan relief for the 561 area code.

Docket No. 990457-TL – Request for review of proposed numbering plan relief for the 954 area code.

Docket No. 990517-TL – Request for review of proposed numbering plan relief for the 904 area code.

DATES AND TIME: May 18-19, 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 request for review of proposed numbering plan relief for the 561, 954 and 904 area codes and for such other purposes as the Commission may deem appropriate. At the hearing, all parties shall be given the opportunity to present testimony and other evidence on the issues identified by the parties at the prehearing held on May 11, 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. 991534-TP – Request for arbitration concerning complaint of Intermedia Communications, Inc. against BellSouth Telecommunications, Inc. for breach of terms of interconnection agreement under Sections 251 and 252 of the Telecommunications Act of 1996, and request for relief.

DATE AND TIME: May 18, 2000, 1:30 p.m.

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

PURPOSE: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; 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).

EXECUTIVE OFFICE OF THE GOVERNOR

The **Office of the Film Commissioner** and the Executive Committee of the Florida Film Advisory Council will convene in the first meeting of the committee. This is a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 28, 2000, 10:00 a.m. – 3:00 p.m.

PLACE: The Da Vinci Meeting Room, Hyatt Regency, Orlando International Airport, 9300 Airport Blvd., Orlando, FL 32827

PURPOSE: To review projects, discuss committee tasks and related general administrative matters of the Council.

A copy of the agenda may be obtained by writing: Mrs. Rebecca Dirden-Mattingly, Commissioner, Office of the Film Commissioner, State of Florida, Executive Office of the Governor, Bloxham Building, Suite G-14, Tallahassee, Florida 32399-0001, (850)410-4765.

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

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

The **Executive Office of the Governor** announces Board meetings and a workshop of the Florida Black Business Investment Board (FBBIB) and the Support Corporation as follows. All interested persons are invited.

DATE AND TIME: May 8, 2000, 8:00 a.m. (Support Corporation); 10:00 a.m. – 5:00 p.m. (FBBIB)

PLACE: DoubleTree Hotel, 101 S. Adams Street, Tallahassee, FL

PURPOSE: To further discuss the Board's business plan to identify areas for future Board priorities and approve actions taken by the Executive Director and Chairman under delegated authority.

A copy of the agenda may be obtained by contacting: The Florida Black Business Investment Board, 1711 S. Gadsden Street, Tallahassee, FL 32301, Telephone (850)487-4850.

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

If an accommodation is needed for a disability in order to attend this meeting, please notify the FBBIB office, (850)487-4850, at least seven (7) days prior to the meeting. If you are hearing or speech impaired, please contact the Office of the Governor by using the Citizen Service Office at (850)488-4441.

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces a meeting of the North Central Florida Local Emergency Planning Committee to which all persons are invited.

DATE AND TIME: May 12, 2000, 9:30 a.m.

PLACE: Progress Park, One Progress Boulevard, Alachua, Florida

PURPOSE: To conduct the regular business of the North Central Florida Local Emergency Planning Committee.

Any persons deciding to appeal any decision of the Committee with respect to any matter considered at the meeting may need 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.

A copy of the agenda may be obtained by contacting: Charles F. Justice, Executive Director, North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Suite A, Gainesville, FL 32653.

Persons with disabilities who need assistance may contact us, (352)955-2200, at least two business days in advance to make appropriate arrangements.

The **Northeast Florida Regional Planning Council**, Comprehensive and Project Planning Committee announces the following public meeting to which all persons are invited:

DATE AND TIME: May 4, 2000, 8:00 a.m.

PLACE: Cecil Field, Building 333, 103rd Street, 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 **Northeast Florida Regional Planning Council**, Personnel, Program Planning and Budget Committee announces the following public meeting to which all persons are invited:

DATE AND TIME: May 4, 2000, 8:00 a.m.

PLACE: Cecil Field, Building 333, 103rd Street, Jacksonville, FL

PURPOSE: To discuss pending personnel, program planning and budget matters.

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 **Northeast Florida Regional Planning Council** announces the following public meeting to which all persons are invited:

DATE AND TIME: May 4, 2000, 9:00 a.m.

PLACE: Cecil Field, Building 333, 103rd Street, Jacksonville, FL

PURPOSE: Monthly 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)363-6350, Extension 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.

METROPOLITAN PLANNING ORGANIZATIONS

METROPLAN ORLANDO, The **Metropolitan Planning Organization for the Orlando Urban Area** announces the following public meeting of its Governing Board and Executive Committee to which all persons are invited:

DATE AND TIME: Wednesday, May 10, 2000, 9:00 a.m. and 11:00 a.m., respectively

PLACE: Metroplan Orlando Board Room, 315 East Robinson Street, Suite 355, Orlando, FL 32801

PURPOSE: Regularly Scheduled Board Meeting and Quarterly Executive Committee Meeting

AGENDA/GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Call to Order
2. Agenda Review
3. Approval of Minutes
4. Consent Items
5. Action Items
6. Presentations, if any.
7. Other Business
8. Chairman's Report
9. Executive Director's Report
10. Legislative Report

A copy of the detailed agenda may be obtained by contacting: Virginia Lewis, Executive Assistant, METROPLAN ORLANDO, 315 East Robinson Street, Suite 355, Orlando, FL 32801, (407)481-5672, Extension 314.

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 METROPLAN ORLANDO, (407)481-5672, at least 48 hours before the meeting.

WATER MANAGEMENT DISTRICTS

The **Suwannee River Water Management District** announces the following public meetings to which all interested persons are invited.

DATE AND TIME: May 11, 2000, 9:00 a.m.

PLACE: Tommy Usher Center, 506 S. W. 4th Avenue, Highway 345, Chiefland, FL

PURPOSE: Board Meeting – to consider District business and conduct public hearings on regulatory and land acquisition matters. Public hearing in accordance with Section 373.139(3)(a), F.S., concerning the proposed purchase of Live Oak Stormwater property consisting of two houses and improvements on six subdivision lots in Live Oak, Suwannee County with funds from the Water Management Lands Trust Fund; concerning the proposed purchase of inholdings and additions property consisting of one parcel totaling 14.1 acres +/- in Suwannee County and one parcel totaling 7 acres +/- in Madison County; also concerning purchase of the Hart Springs Sprayfield/Vera Lindsey Tract, 205 acres +/- in Gilchrist County with funds from the Water Management Lands Trust Fund; also the proposed acceptance of 5 acres +/- in Columbia County from Stafford L. Scaff, Jr.; also acceptance of the Bullard Tract, 677 acres +/- in Hamilton County, by conveyance from The Nature Conservancy.

DATES AND TIMES: May 11, 2000, 2:00 p.m.; May 12, 2000, 8:30 a.m.

PLACE: Cedar Key Historical Museum, Second Street & Highway 24, Cedar Key, Florida

PURPOSE: Governing Board Workshop on FY 2001 Budget.

A copy of the agenda(s) may be obtained by writing: SRWMD, 9225 CR 49, Live Oak, Florida 32060.

If any person decides to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance in order to participate in this meeting may contact: Lisa Cheshire, (904)362-1001 or 1(800)226-1066 (Florida only), at least two business days in advance to make appropriate arrangements.

The **St. Johns River Water Management District** announces the following public meetings and hearings to which all persons are invited:

PERSONNEL COMMITTEE MEETING

DATE AND TIME: Tuesday, May 9, 2000, 9:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion of Personnel Committee agenda items followed by committee recommendations to be approved by the full Governing Board.

GOVERNING BOARD MEETING

DATE AND TIME: Tuesday, May 9, 2000, 10:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: Discussion and consideration of District business including regulatory and non-regulatory matters.

FINANCE COMMITTEE MEETING

DATE AND TIME: Wednesday, May 10, 2000, 8:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion of Finance Committee agenda items followed by committee recommendations to be approved by the full Governing Board.

GOVERNING BOARD MEETING AND PUBLIC HEARING

DATE AND TIME: Wednesday, May 10, 2000, 9:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion and consideration of District business including regulatory and non-regulatory matters.

PRIVATE ATTORNEY-CLIENT MEETING pursuant to Section 286.011, Florida Statutes, regarding IT Corporation vs St. Johns River Water Management District, Case No. 99-1468-CV-18-B (U.S. DISTRICT Court, Middle District of Florida, Division).

DATE AND TIME: Wednesday, May 10, 2000, 11:30 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion regarding settlement matters; estimated time 1 hour. The following persons will attend: Clay Albright, Reid Hughes, Jeff Jennings, William Kerr, O. Deon Long, Otis Mason, Duane Ottenstroer, Dan Roach, William Segal, Don Wright, Kathryn Mennella, John Williams, John Wehle and a District-designated court reporter.

PUBLIC HEARING

DATE AND TIME: Wednesday, May 10, 2000, following the Governing Board meeting which begins at 9:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Second Public Hearing regarding the proposed amendments to Section 40C-4.091, FAC. and the Applicant's Handbook: Management and Storage of Surface Waters to revise Figure 12.2.8-1 (St. Johns River Water Management District Drainage Basins) and Appendix M (St. Johns River Water Management District Regional Watersheds for Mitigation Banking). The Governing Board will specifically consider whether to delineate the Lake Jesup area as a nested basin/watershed on the proposed drainage basin and regional watershed maps.

A copy of the agenda for these meetings may be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, Attention: Ann Freeman, Governing Board Support Specialist.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings and hearings is requested to advise the District at least 48 hours before the meeting or hearing by contacting Ann Freeman, (904)329-4101. If you are hearing or speech impaired, please contact the District by calling (904)329-4450 (TDD).

If any person decides to appeal any decision with respect to any matter considered at the above-listed meetings or hearings, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

The **Southwest Florida Water Management District** announces the following public hearing to which all interested persons are invited:

DATES AND TIME: May 23, 2000, 9:00 a.m. and may be continued May 24, 2000, 9:00 a.m.

PLACE: Governing Board Room, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34609-6899

PURPOSE: The acquisition of certain lands eligible to be considered for funding from the Water Management Lands Trust Fund (Save Our Rivers)/Florida Preservation 2000 Trust Fund which lands are further described as follows:

Part of the Green Swamp project comprised of a conservation easement over one parcel referred to as SWF Parcel No. 10-200-1216C consisting of approximately 85.72± acres and lying in Section 23, Township 23 South, Range 24 East in Lake County, Florida; and

Part of the Green Swamp project comprised of one parcel referred to SWF Parcel No. 10-200-1214 consisting of approximately 5± acres and lying in Section 36, Township 24 South, Range 24 East in Lake County, Florida; and

Part of the Green Swamp project comprised of one parcel referred to SWF Parcel No. 10-200-1229 consisting of approximately 5± acres and lying in Section 35, Township 24 South, Range 24 East in Lake County, Florida.

Any person deciding to appeal any decision made by the District Governing Board concerning the above-referenced hearing will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal may be based.

A copy of the agenda or a more specific legal description of the lands proposed for acquisition may be obtained by contacting Fritz H. Musselmann, Land Resources Director, Southwest Florida Water Management District, at the above address.

The District does not discriminate based on disability status. Anyone requiring reasonable accommodations under the ADA should call 1(800)423-1476 (Florida only), Extension 4452, Fax (352)754-6877, TTD only 1(800)231-6103.

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 telephone Woodie VanVoorhees, (561)682-6332.

REGIONAL UTILITY AUTHORITIES

The **Tampa Bay Water** announces the following Board Workshop and Regular Board Meeting to which all persons are invited:

DATE AND TIME: Monday, May 15, 2000, 9:00 a.m.

PLACE: Tampa Bay Water, 2535 Landmark Drive, Suite 211-A, Clearwater, Florida 33761

PURPOSE: FY 2000/2001 Budget Workshop

DATE AND TIME: Monday, May 15, 2000, immediately following the 9:00 a.m. Budget Workshop

PURPOSE: Regular Meeting of the Board of Directors.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he will need a record of the proceedings, and for such purposes 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.

A copy of the regular meeting agenda may be obtained by writing: Tampa Bay Water or can be accessed on the Web at www.tampabaywater.org.

If an accommodation is needed for a disability, in order to participate in this activity, please notify Holly Wells at (727)796-2355, at least 3 business days prior to the meeting.

The **Peace River/Manasota Regional Water Supply Authority** announces a public meeting to which all interested parties are invited:

DATE AND TIME: Wednesday, May 3, 2000, 10:00 a.m.
 PLACE: DeSoto County Administration Center, 201 East Oak Street, Arcadia, FL

PURPOSE: Conduct regular business of the Authority.
 A copy of the agenda may be obtained by writing: Peace River Manasota Regional Water Supply Authority, 1645 Barber Road, Suite A, Sarasota, Florida 34240.

Although Authority board meetings are normally recorded, affected persons are advised that it may be necessary for them to ensure a verbatim record of the meeting is made, including testimony and evidence upon which an appeal is to be based. Persons with disabilities who need assistance may call (941)316-1776, at least two business days in advance to make appropriate arrangements.

SPACEPORT FLORIDA AUTHORITY

The **Florida Space Research Institute (FSRI)** will hold a public meeting of its Board of Directors:

DATE AND TIME: May 1, 2000, 10:00 a.m. – 3:30 p.m.
 PLACE: Offices of the Spaceport Florida Authority, 100 Spaceport Way, Cape Canaveral, Florida

PURPOSE: Will include discussions on the selection of an executive director for FSRI, relationship with the Florida Space Grant Consortium and other issues related to the FSRI's start-up development.

A map to the Spaceport Authority's offices can be found at www.spaceportflorida.com.

Contact Edward Ellegood, (321)730-5301, Extension 1105, for information and an agenda.

DEPARTMENT OF ELDER AFFAIRS

The **State Long-Term Care Ombudsman Council** announces the following calls to which all persons are invited:

DATES AND TIMES: Committee meetings – Thursday, May 4, 2000, 2:00 p.m.; General Session, Friday, May 5, 2000, 8:30 a.m.

PLACE: Sheraton Suites, Tampa Airport, 4400 West Cypress Street, Tampa, Florida, Telephone (814)873-8675

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues related to the Long-Term Care Ombudsman Program.

You may contact the office of the Long-Term Care Ombudsman, (850)488-6190, for more information.

The **State Long-Term Care Ombudsman Council** announces a public meeting for all districts in Florida to which all persons are invited.

- DATE AND TIME: May 25, 2000, 9:00 a.m.
 CITY: District One, Pensacola, FL
 - DATE AND TIME: May 17, 2000, 10:00 a.m.
 CITY: District Two, Blountstown, FL
 - DATE AND TIME: May 18, 2000, 12:30 p.m.
 CITY: District Three-A, Gainesville, FL
 - DATE AND TIME: May 11, 2000, 1:00 p.m.
 CITY: District Three-B, Ocala, FL
 - DATE AND TIME: May 16, 2000, 12:00 Noon
 CITY: District Four, St. Augustine, FL
 - DATE AND TIME: May 18, 2000, 1:30 p.m.
 CITY: District Five-A, Largo, FL
 - DATE AND TIME: May 11, 2000, 1:30 p.m.
 CITY: District Five-B, New Port Richey, FL
 - DATE AND TIME: May 16, 2000, 10:00 a.m.
 CITY: District Six, Tampa, FL
 - DATE AND TIME: May 8, 2000, 12:30 p.m.
 CITY: District Seven, Orlando, FL
 - DATE AND TIME: May 7, 2000, 11:00 a.m.
 CITY: District Eight, Ft. Myers, FL
 - DATE AND TIME: May 20, 2000, 2:30 p.m.
 CITY: District Nine, West Palm Beach, FL
 - DATE AND TIME: May 14, 2000, 1:30 p.m.
 CITY: District Ten, Plantation, FL
 - DATE AND TIME: May 21, 2000, 1:15 p.m.
 CITY: District Eleven-South, S. Miami, FL
 - DATE AND TIME: May 9, 2000, 10:30 p.m.
 CITY: District Eleven-North, N. Miami, FL
- GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues related to the Long-Term Care Ombudsman Program.
 You may contact the State Long-Term Care Ombudsman Office, (850)488-6190 for further information.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting of the District 10, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Wednesday, May 10, 2000, 9:30 a.m. – 11:30 a.m.

PLACE: AHCA Building, Room 195, 1400 West Commercial Boulevard, Fort Lauderdale, FL 33309, (954)202-3200

PURPOSE: Regular monthly meeting.
 Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)414-1833, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Annette Lewis-Howard, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308.

The **Agency for Health Care Administration** announces a meeting of the District 9, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Thursday, May 11, 2000, 1:00 p.m. – 4:00 p.m.

PLACE: AHCA Building, Room 195, 1710 East Tiffany Drive, West Palm Beach, FL 33407, (561)881-5080

PURPOSE: Regular monthly meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)922-6476, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Annette Lewis-Howard, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308.

DEPARTMENT OF MANAGEMENT SERVICES

The **Department of Management Services**, Information Technology Program announces a public meeting of the Florida – Region 9 Committee to which all persons are invited.

DATE AND TIME: May 8, 2000, 1:00 p.m.

PLACE: Clarion Hotel, (Room location will be listed in the lobby) 4000 South Ocean Drive, Hollywood Beach (Broward County), Florida

PURPOSE: To discuss Amendment #12 of the Florida – Region 9, Plan for Public Safety Radio Communications, use of Radio Frequency Control Stations, sharing agreements and items brought up during the meeting.

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

Any person requiring some accommodation at this hearing because of physical impairment should call Mr. Mark Pallans, (954)761-5790. If you are hearing or speech-impaired, please contact Mr. Mark Pallans by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

The **Department of Management Services**, Information Technology Program announces a public meeting of the Florida 700 MHz Committee to which all persons are invited.

DATE AND TIME: May 8, 2000, 3:00 p.m.

PLACE: Clarion Hotel, (Room location will be listed in the lobby) 4000 South Ocean Drive, Hollywood Beach (Broward County), Florida

PURPOSE: Inaugural meeting to select committee chairman, to discuss WT Docket 96-86 (700 MHz rulemaking) and Public Safety National Coordination Committee on 700 MHz.

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

Any person requiring some accommodation at this hearing because of physical impairment should call Mr. Mark Pallans, (954)761-5790. If you are hearing or speech-impaired, please contact Mr. Mark Pallans by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE OF CANCELLATION – The **Department of Business and Professional Regulation** announces the following meeting HAS BEEN CANCELLED by the Florida Board of Architecture and Interior Design (Board):

MEETING: Probable Cause Panel

DATE AND TIME: May 8, 2000, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Northwood Centre, Board Conference Room, 1940 North Monroe Street, Tallahassee, FL 32399

No future meeting dates have been established at this time. For further information please call, (850)488-6685, opt. 0.

The **Construction Industry Licensing Board** will hold the following meetings to which all interested parties are invited.

DATES AND TIMES: Wednesday, May 10, 2000, 12:00 Noon; Thursday, May 11, 2000, 8:00 a.m.; Friday, May 12, 2000, 8:00 a.m.

PLACE: DoubleTree Hotel in the Gardens, 4431 PGA Boulevard, Palm Beach Gardens, Florida

PURPOSE: Committee, Disciplinary Actions and General Session meetings of the Board.

Any person who decides to appeal any decision made by the board with respect to any matter considered at these meetings 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.

Additional information and a final agenda may be obtained by writing: Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact Rodney Hurst, (904)727-3689, at least seven calendar days prior to the meeting. Hearing or speech impaired please use Florida Relay 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Business and Professional Regulation, Board of Employee Leasing Companies** announces an official telephone conference call regarding change of ownership applications.

DATE AND TIME: May 17, 2000, 10:00 a.m.

PLACE: Meet Me Telephone Number – (850)488-8295 or 278-8295 Suncom

PURPOSE: General Business Meeting of the Board regarding Change of Ownership Applications and other business as directed by the Board.

A copy of the agenda may be obtained by writing: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767 or by calling Stacey Merchant, (850)921-7868.

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 Stacey Merchant, (850)921-7868. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

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

For further information contact: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The **Board of Pilot Commissioners** announces a Conference Call meeting to discuss deputy advancements to which all persons are invited.

DATE AND TIME: May 8, 2000, 9:00 a.m. Eastern Standard Time

ACCESS PHONE: (850)488-5778, Suncom 278-5778

PLACE: Dept. of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, FL 32399-0773

PURPOSE: Deputy Advancements.

A copy of the Agenda may be obtained by writing: Board of Pilot Commissioners, 1940 North Monroe Street, Suite 60, Tallahassee, FL 32399-0773.

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 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.

Persons requiring special accommodations due to disability or physical impairment should contact Juanita Chastain, Board of Pilot Commissioners, (850)487-7991, at least five working 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 **Building Code Administrators and Inspectors Board** announces an official committee and general business meetings to which all interested persons are invited.

DATE AND TIME: May 17, 2000, 8:00 a.m. (EST)

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

PURPOSE: Official committee meetings and general business.

If any person decides to appeal any decision made by the Building Code Administrators and Inspectors Board with respect to any matter considered at this meeting, he/she may need to ensure that a verbatim record of the proceedings is made, which will include the testimony and evidence upon which the appeal is to be based.

For further information, contact: Florida Building Code Administrators and Inspectors, 1940 North Monroe Street, Tallahassee, Florida 32399-0771.

Any persons requiring special accommodations at this meeting because of a disability or physical impairment should contact Amy Bennett, Building Code Administrators and Inspectors Board, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call Amy Bennett using the Florida dual party relay system which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Accountancy** announces the following public meeting of the Privatization Committee to which all persons are invited:

DATE AND TIME: Tuesday, May 15, 2000, 11:00 a.m.

PLACE: Secretary's Conference Room, Department of Business and Professional Regulation, 725 South Bronough Street, Tallahassee, Florida

PURPOSE: To consider issues relating to privatizing the Board of Accountancy.

This is a public meeting.

A copy of the agenda may be obtained by writing: Martha P. Willis, Division Director, Division of Certified Public Accounting, 2610 N. W. 43rd Street, Suite 1-A, Gainesville, Florida 32606.

NOTE: Pursuant to the provisions of the Americans with Disabilities Act any person requiring special accommodations to participate in this workshop/hearing/meeting by contacting Martha Willis, (352)955-2165. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8711.

The **Board of Accountancy**, Committee on Continuing Professional Education announces the following public meeting to which all persons are invited:

DATE AND TIME: Wednesday, May 24, 2000, 9:00 a.m.

PLACE: Via Conference Call

PURPOSE: To review reporting forms and requests for course approval.

If you wish to participate in this meeting or receive a copy of the agenda, please contact: Kim Thompson, Board of Accountancy, 2610 N. W. 43rd Street, Suite 1-A, Gainesville, FL 32606, (352)955-2165, as soon as possible.

The **Florida Real Estate Appraisal Board** announces a meeting of its Probable Cause Panel.

DATE AND TIME: Monday, May 1, 2000, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 301, Third Floor, 400 W. Robinson Street, North Tower, Orlando, FL 32801

PURPOSE: Official business of the Appraisal Board Probable Cause Panel. **PROBABLE CAUSE IS NOT OPEN TO THE PUBLIC.**

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Real Estate Appraisal Board, (407)245-0800, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Appraisal Board using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Real Estate Appraisal Board** announces a meeting to which everyone is invited.

DATE AND TIME: Tuesday, June 6, 2000, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 301, Third Floor, 400 W. Robinson Street, North Tower, Orlando, FL 32801, (407)245-0800

PURPOSE: Official business of the Appraisal Board – Including but not limited to: Rule/statute amendments and Disciplinary actions.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Real Estate Appraisal Board, (407)245-0800, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Appraisal Board using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Deputy Clerk of the Florida Real Estate Appraisal Board, P. O. Box 1900, Orlando, Florida 32802-1900.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

AMENDED NOTICE – The **Department of Environmental Protection** (DEP) announces that the public meeting for the Lake Okeechobee Technical Advisory Committee (TAC) previously noticed for May 3, 2000 will be taking place at a new location.

DATE AND TIME: Wednesday, May 3, 2000, 10:00 a.m. – 5:00 p.m.

PLACE: DEP, Southeast District Office, 400 North Congress Avenue, West Palm Beach, Florida

PURPOSE: The purpose of the Lake Okeechobee TAC is to assist in the development of a Total Maximum Daily Load (TMDL) for total phosphorus in Lake Okeechobee. Discussion may include the in-lake cycling of phosphorus with emphasis on the role of sediments in phosphorus cycling, tools currently available for modeling the Lake Okeechobee system and the formulation of a method for determining allowable phosphorus loading to the lake.

A copy of the agenda for the meeting may be obtained by contacting: Kim Shugar, Department of Environmental Protection, 2600 Blair Stone Road, MS 3525, Tallahassee, Florida 32399-2400 or by calling her at (850)921-9395.

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, Bureau of Personnel, (850)488-2996. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

The **Department of Environmental Protection** announces a public meeting of the Alligator Bay Ecosystem Management Team Permitting Group. The team consists of representatives of the Department of Environmental Protection, Southwest Florida Water Management District, Charlotte County, U.S. Environmental Protection Agency, U.S. Army Corps of Engineers, Florida Fish and Wildlife Conservation Commission and local civic associations. All interested persons may attend.

DATE AND TIME: May 12, 2000, 9:30 a.m. – 12:30 p.m.

PLACE: Port Charlotte Beach Complex, 4500 Harbor Blvd., Port Charlotte, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the team is to consider issues concerning the request of Charlotte County to enter into an ecosystem management agreement under section 403.0725 of the Florida Statutes for the removal of an existing lock structure on Manchester Waterway known as the Manchester Waterway Boat Lock, near Port Charlotte, in Charlotte County, Florida. The objective of the ecosystem management agreement is to protect and enhance the environment of Alligator Bay/Peace River/Charlotte Harbor ecosystem by providing additional water quality treatment beyond that required by existing regulatory programs to the waters discharging into Alligator Bay from the Alligator Bay watershed.

AGENDA: An agenda is not available at this time. For further information call or write: Bruce Boler, The Department of Environmental Protection, South District, P. O. Box 2549, Ft. Myers, FL 33901, (941)332-6975, or Bruce.Boler@dep.state.fl.us

If an accommodation is needed for a disability in order to attend this meeting, please notify the Personnel Services Specialist, Bureau of Personnel, (850)487-1855 or 1(800)955-8771 (TDD), at least seven days before the meeting.

The **Department of Environmental Protection**, Office of Greenways and Trails announces a meeting of the Florida Greenways and Trails Council to which all interested parties are invited.

DATE AND TIME: Thursday, May 18, 2000, 1:30 p.m.

PLACE: Belleview Biltmore Resort and Spa, 25 Belleview Boulevard, Clearwater, Florida

PURPOSE: To review the procedures to be followed in reviewing applications submitted for land acquisition under the Florida Greenways and Trails Program and other Council business.

For additional information contact: Marsha Rickman, Department of Environmental Protection, Office of Greenways and Trails, DEP MS 795, 3900 Commonwealth Boulevard, Tallahassee, FL 32399-3000, phone (850)488-3701 or 1(800)955-8871 (TDD), email address: marsha.rickman@dep.state.fl.us.

NOTE: If you need special accommodation in order to attend this meeting because of a disability, please contact Marsha Rickman at the address or telephone number above.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Tuesday, May 9, 2000, 7:00 p.m. (EDT)

PLACE: Fanning Springs State Recreation Area, Administration Building, 11650 Northwest 115 Street, Chiefland, Florida 32626

PURPOSE: To present the amended land use plan for Fanning Springs State Recreation Area to the public.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing to the Department of Environmental Protection, Division of Recreation and Parks, District 2 Administration, 4801 Southeast 17th Street, Gainesville, Florida 32641-9299.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a DEP Advisory Group meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 10, 2000, 9:00 a.m. (EDT)

PLACE: Fanning Springs State Recreation Area, Administration Building, 11650 Northwest 115 Street, Chiefland, Florida 32626

PURPOSE: To discuss the amended land use plan for Fanning Springs State Recreation Area with the DEP Advisory Group. Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing to the Department of Environmental Protection, Division of Recreation and Parks, District 2 Administration, 4801 Southeast 17th Street, Gainesville, Florida 32641-9299.

The **Florida Springs Task Force** announces the following public meeting to which all interested parties are invited.

DATE AND TIME: May 4, 2000, 9:30 a.m. – 3:30 p.m.

PLACE: Fanning Springs State Recreation Area, Fanning Springs, FL

PURPOSE: Develop strategy to protect Florida's springs.

For more information please contact the Office of Environmental Services, (850)487-1750.

If an accommodation is needed for a disability in order to participate in these meetings, please notify Linda Harvey, (850)488-0450, 1(800)955-8771 (TDD), at least seven days prior to the event.

DEPARTMENT OF HEALTH

The **Department of Health, Division of Medical Quality Assurance**, Florida Board of Medicine Probationers Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 25, 2000, 10:00 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, FL 33607, telephone (813)879-5151

PURPOSE: To conduct general business of the Committee.

A copy of the agenda may be obtained by writing: Ashleigh France, Compliance Officer, Department of Health, Division of Medical Quality Assurance, Client Services Unit, 2020 Capital Circle, S. E., Bin #C01, Tallahassee, FL 32399-3251.

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, he will need a record of the proceeding, and for such purpose, he may need to insure that a verbatim proceeding 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 Ashleigh France, (850)487-9763, at least 10 calendar days prior to the meeting. If you are hearing or speech impaired, please call Ms. France 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 Dentistry** announces a meeting to be held by way of conference telephone (850)488-0979 hookup: DATE AND TIME: Friday, May 19, 2000, 12:30 p.m. or as soon as all parties are connected

PLACE: Office of William H. Buckhalt, Executive Director, 1940 North Monroe Street, Tallahassee, FL

PURPOSE: To certify successful candidates from the June dental/dental hygiene exam and other board business.

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

A copy of any item on the agenda may be obtained by writing: William H. Buckhalt, Executive Director, Board of Dentistry, 2020 Capital Circle, S. E., BIN #C06, Tallahassee, Florida 32399-3256, or you may call (850)488-6016. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Linda Barber, (850)488-6016, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Barber 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 Medicine**, Probable Cause Panel (South) announces a Meeting.

DATE AND TIME: Tuesday, May 9, 2000, 2:00 p.m.

PLACE: Tampa Airport Marriott Hotel, Tampa International Airport, Tampa, Florida 33607, (813)879-5151

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 Florida **Board of Medicine**, Credentials Committee announces a meeting to which all persons are invited.

DATE AND TIME: Saturday, May 20, 2000, 8:00 a.m. or soon thereafter

PLACE: The Hilton Miami Airport, 5101 Blue Lagoon Drive, Miami, Florida 33126, (305)262-1000

PURPOSE: To conduct general business of the Committee.

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the committee with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings and for such purpose, he may need to insure that a verbatim record of the proceeding 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 Florida Board of Medicine, (850)488-3622, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Health** and the **Board of Physical Therapy Practice** announces a conference call to which all persons are invited.

DATE AND TIME: May 11, 2000, 8:30 a.m. or soon thereafter

PLACE: Number – Nonsuncom (850)921-2591, Suncom 291-2591

PURPOSE: Education Committee Meeting.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255, (850)487-2098.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office at (850)487-2098. 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** and the **Board of Physical Therapy Practice** announces a conference call meeting to which all persons are invited:

DATE AND TIME: May 25, 2000, 8:30 a.m. or soon thereafter

PLACE: Number – Nonsuncom (850)921-2591, Suncom 291-2591

PURPOSE: Full Board Quorum Call.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Tallahassee, FL 32399-3255, (850)487-2098; (850)245-4373, after May 18, 2000.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office at (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Department of Health, Board of Physical Therapy Practice**, Probable Cause Panel announces a conference call to which all persons are invited:

DATE AND TIME: May 30, 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, 4052 Bald Cypress Way, BIN #C05, Tallahassee, FL 32399-3255, (850)487-9834; (850) 245-4372 after May 18, 2000.

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, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255, or by calling the board office at (850)487-2098; (850)245-4373, after May 18, 2000.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office at (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Department of Health, Board of Psychology**, Probable Cause Panel announces a conference call to which all persons are invited:

DATE AND TIME: May 31, 2000, 8:00 a.m. or soon thereafter

PLACE: The meet me number may be obtained by contacting: Betsey Hines, Regulatory Supervisor, Medical Therapies/Psychology, 4052 Bald Cypress Way, BIN #C05, Tallahassee, FL 32399-3255, (850)487-9834; (850)245-4372, after May 18, 2000

PURPOSE: Reconsideration of cases previously heard by the Probable Cause Panel.

A copy of the agenda may be obtained by writing: Department of Health, Board of Psychology, 4052 Bald Cypress Way, BIN #C05, Tallahassee, FL 32399-3255, or by calling the board office at (850)487-2098; (850)245-4373, after May 18, 2000.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office at (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Department of Health** and the **Board of Psychology**, Credentials Committee announces a conference call of the committee to which all persons are invited:

DATE AND TIME: May 11, 2000, 8:00 a.m. or soon thereafter
PLACE: Number – Nonsuncom (850)487-8856, Suncom 277-8856

PURPOSE: For the consideration and review of applications for examination and licensure.

A copy of the agenda may be obtained by writing: Department of Health, Board of Psychology, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255, or by calling the board office at (850)487-9834.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office at (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Department of Health** and the **Board of Psychology** announces a meeting to which all persons are invited.

DATE AND TIME: May 19, 2000, 10:00 a.m. or soon thereafter

PLACE: Tampa Airport Marriott Hotel, Tampa International Airport, Tampa, FL 33607, (813)879-5151

PURPOSE: General Business Meeting and Rules Review.

A copy of the agenda may be obtained by writing: Department of Health, Board of Psychology, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255, or by contacting the board office at (850)487-2098 (after May 18, 2000, (850)245-4373).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office at

(850)487-2098. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The Florida **Council of Licensed Midwifery** announces a meeting to which all persons are invited:

DATES AND TIMES: Thursday, May 25, 2000, 10:00 a.m.; May 26, 2000, 8:00 a.m.

PLACE: Ramada Inn Tallahassee, 2900 N. Monroe Street, Tallahassee, FL 32303, (850)386-1027

PURPOSE: To conduct Council business.

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

A copy of any item on the agenda may be obtained by writing: William H. Buckhalt, Executive Director, Council of Licensed Midwifery, 2020 Capital Circle, S. E., BIN #C06, Tallahassee, Florida 32399-3256, (850)488-8154. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Letitia Morris, (850)488-8154, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Morris using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Health** and the Dietetics and Nutrition Practice Council, under the **Board of Medicine** announces a meeting to which all persons are invited.

DATE AND TIME: May 8, 2000, 9:00 a.m. or soon thereafter

PLACE: The Northwood Center, Secretary's Conference Room, 1940 N. Monroe St., Tallahassee, FL 32399, (850)487-2098

PURPOSE: General Business Meeting and Rules Review.

A copy of the agenda may be obtained by writing: Department of Health, Dietetics and Nutrition Practice Council, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255, (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 council office at

(850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the council with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Statewide Health and Human Services Board (SHHSB)** will hold a conference call on:

DATE AND TIME: Friday, May 5, 2000, 10:00 a.m. – 12:00 Noon

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**, Refugee Programs Administration Office announces the following public meetings to which all interested persons are invited.

MEETING: District 4/Duval County Refugee Task Force

DATE AND TIME: Wednesday, May 24, 2000, 1:30 p.m.

PLACE: Lutheran Social Services of N. E. FL, 421 West Church Street, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to refugee resettlement in the Duval County/Children and Family Services, District 4 area.

A copy of the agenda may be obtained by writing: Juel Kamke, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 1, Room 303, Tallahassee, Florida 32399-0700. Contact Person is Juel Kamke, (850)413-8217

MEETING: Districts 5, 6 and 14 – Tampa Bay Area Refugee Task Force

DATE AND TIME: Tuesday, May 30, 2000, 9:30 a.m.

PLACE: The Meeting Location will be announced at a later time

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to Refugee resettlement in the Tampa Area/Children and Family Services, District(s) 5, 6 and 14.

A copy of the agenda may be obtained by writing: Osman Uzun, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 1, Room 303, Tallahassee, Florida 32399-0700. Contact Person is Osman Uzun, (850)413-4200

MEETING: District 7/Orlando Refugee Task Force

DATE AND TIME: Wednesday, April 12, 2000, 1:30 p.m. – 3:30 p.m.

PLACE: Catholic Charities of Orlando, 1771 N. Samoran Blvd., Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to Refugee resettlement in the Palm Beach County/Children and Family Services, District 9 area.

A copy of the agenda may be obtained by writing: Juel Kamke, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 1, Room 303, Tallahassee, Florida 32399-0700. Contact person is Juel Kamke, Phone (850)488-3791.

MEETING: District 9/Palm Beach County Refugee Task Force

DATE AND TIME: Wednesday, May 17, 2000, 1:30 p.m. – 3:30 p.m.

PLACE: Naval and Marine Corps Reserve Center, 1227 Marine Drive, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to Refugee resettlement in the Palm Beach County/Children and Family Services, District 9 area.

A copy of the agenda may be obtained by writing: Deirdre Williams, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 1, Room 303, Tallahassee, Florida 32399-0700. Contact person is Deirdre Williams, Phone (850)488-3791.

MEETING: District 10/Broward County Refugee Task Force

DATE AND TIME: Tuesday, May 30, 2000, 9:00 a.m. – 12:00 p.m.

PLACE: First Lutheran Church, 441 N. E. 3rd Ave., Ft. Lauderdale, Florida 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to Refugee resettlement in the Broward County/Children and Family Services, District 10 area.

A copy of the agenda may be obtained by writing: Cheraka Thomas, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 1, Room 303, Tallahassee, Florida 32399-0700. Contact person is Cheraka Thomas, Phone (850)414-0067.

MEETING: District 11/Miami Area Refugee Task Force

DATE AND TIME: Friday, May 12, 2000, 10:00 a.m. – 12:00 p.m.

PLACE: Lindsey Hopkins Technical Education Center, Faculty Dining Room, 750 Northwest 20th Street, Miami, Florida 33127

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Discussion of issues relevant to Refugee resettlement in the Miami Area/Children and Family Services, District 11.

A copy of the agenda may be obtained by writing: Taddese Fessehay, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 1, Room 303, Tallahassee, Florida 32399-0700. Contact person is Taddese Fessehay, Phone (850)488-3791.

Pursuant to the Provisions of the American's 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 at the Refugee Programs Administration Office, (850)488-3791 or Fax (850)487-4272. If you are hearing or speech impaired, please contact the agency by calling TDD Number (850)922-4449 and reference the specific Refugee Task Force Meeting by location and date.

The **Health and Human Services**, Board of District 4 announces the following public meetings to which all persons are invited.

DATE AND TIME: May 11, 2000, 2:00 p.m.

PLACE: Roberts Building Auditorium

PURPOSE: Regular Board meeting for general business.

The Health and Human Services Board Committees will meet as follows:

COMMITTEE: Health Committee

DATE AND TIME: May 16, 2000, 3:00 p.m.

COMMITTEE: Children's Committee

DATE AND TIME: May 11, 2000, 12:30 p.m.

COMMITTEE: Adult Committee

DATE AND TIME: May 11, 2000, 12:30 p.m.

COMMITTEE: Budget Committee

DATE AND TIME: May 4, 2000, 12:00 p.m.

PLACE: Conf. Room 1

A copy of the agenda may be obtained by writing: Department of Children and Family Services, P. O. Box 2417, Jacksonville, FL 32231-0083 (Attention: Harry Smith).

If you need special accommodations (i.e. assistive listening devices, sign language interpreter, etc.) please notify Harry Smith, (904)723-2151, at least 48 hours in advance of the meeting. Hearing impaired please call (904)646-2859 (TDD).

The **Department of Children and Family Services**, District Ten (Broward County), Mental Health Program Office announces public meetings in May to which all persons are invited:

DATE AND TIME: May 30, 2000, 9:00 a.m. – 11:00 a.m.

PLACE: Florida Medical Center, 5000 West Oakland Park Blvd., Main Hospital Auditorium, Lauderdale Lakes, Florida 33313

DATE AND TIME: May 30, 2000, 1:00 p.m. – 3:00 p.m.

PLACE: Atlantic Shores Hospital, 4545 North Federal Highway, Board Room, North Entrance Door, Ft. Lauderdale, Florida 33308

DATE AND TIME: May 31, 2000, 9:00 a.m. – 11:00 a.m.

PLACE: University Pavilion Hospital, 7425 North University Drive, Gymnasium, Tamarac, Florida 33321

THE GENERAL SUBJECT MATTER AND AGENDA: The department is seeking public input and information in consideration of the designation or re-designation of the above listed facility as a private Baker Act receiving facility.

Persons desiring additional information may call (954)713-3024 or (954)467-4509 (TDD).

The District 14, **Department of Children and Family Services**, Health and Human Services Board announces the following meetings to which all persons are invited.

Community Based Care Subcommittees will meet as follows:

Management/Administrative/Readiness Subcommittee meeting

DATES AND TIME: Thursday, May 4, 2000; Thursday, June 1, 2000, 9:00 a.m.

PLACE: United Way of Central Florida, Board Room, 5605 US Highway 98, South, Highland City, FL

PURPOSE: To plan the transition of child welfare services to community based care by researching and designing components for a model plan.

Management Information System Subcommittee meeting

DATES AND TIME: Friday, May 5, 2000; Friday, May 19, 2000; Friday, June 2, 2000, 9:00 a.m.

PLACE: United Way of Central Florida, ECR Conference Room, 5605 US Highway 98, South, Highland City, FL

PURPOSE: To develop an inventory of needed reports, define operational requirements and standards for record keeping and define key data sources.

Finance Subcommittee meeting

DATES AND TIME: Friday, May 5, 2000; Friday, May 19, 2000; Friday, June 2, 2000, 10:30 a.m.

PLACE: United Way of Central Florida, ECR Conference Room, 5605 US Highway 98, South, Highland City, FL

PURPOSE: To access current revenue, costs, start-up costs and develop revenue maximization plan.

PR/Marketing/Advocacy Subcommittee meeting

DATES AND TIME: Wednesday, May 3, 2000; Wednesday, May 17, 2000; Wednesday, June 7, 2000, 3:00 p.m.

PLACE: United Way of Central Florida, Board Room, 5606 US Highway 98, South, Highland City, FL

PURPOSE: Develop a communications plan.

Target Populations and Outcomes Subcommittee meeting

DATES AND TIME: Wednesday, May 3, 2000; Wednesday, May 17, 2000; Wednesday, June 7, 2000, 1:30 p.m.

PLACE: United Way of Central Florida, ECR Conference Room, 5605 US Highway 98, South, Highland City, FL

PURPOSE: To define mandated population, determine size and scope of target population and services, identify the data sources and develop system performance standards related to access to services.

System of Care Subcommittee meeting

DATES AND TIME: Friday, May 12, 2000; Friday, May 26, 2000; Friday, June 9, 2000, 1:00 p.m.

PLACE: United Way of Central Florida, Board Room, 5606 US Highway 98, South, Highland City, FL

PURPOSE: To access current system strengths and weaknesses, analyze data and define care management policies.

Protective Investigations and Legal Subcommittee meeting

DATES AND TIME: Monday, May 8, 2000; Monday, May 22, 2000; Monday, June 12, 2000, 1:30 p.m.

PLACE: United Way of Central Florida, ECR Conference Room, 5605 US Highway 98, South, Highland City, FL

Alcohol, Drug Abuse and Mental Health Council meeting

DATE AND TIME: Monday, May 8, 2000, 2:00 p.m.

PLACE: Children and Family Services Center Office, Conference Room 101, 270 Bartow Municipal Airport, Bartow, FL

PURPOSE: To discuss mental health and substance abuse issues.

Health and Human Services Board Business meeting

DATE AND TIME: Tuesday, May 16, 2000, 4:30 p.m.

PLACE: Children and Family Services Center Office, Conference Room 101, 270 Bartow Municipal Airport, Bartow, FL

PURPOSE: To conduct general business.

Polk County School Readiness Coalition meeting

DATE AND TIME: Wednesday, May 17, 2000, 8:30 a.m.

PLACE: Polk County Opportunity Council, Resource Center, 1045 Highway 17, South, Bartow, FL

PURPOSE: Develop a community plan to ensure all children enter kindergarten ready to learn.

Advisory Community-Based Care Steering Council meeting

DATES AND TIME: Thursday, May 25, 2000; Thursday, June 29, 2000, 3:00 p.m.

PLACE: Fort Meade Community Center, 10 S. W. Third Street, Fort Meade, FL

PURPOSE: To plan for community-based care in District 14.

Family Care Council meeting

DATE AND TIME: Monday, May 15, 2000, 6:30 p.m.

PLACE: Children and Family Services Center Office, Conference Room 101, 270 Bartow Municipal Airport, Bartow, FL

PURPOSE: To discuss issues relating to services for the developmentally disabled.

For copies of the agenda, further information or persons needing accommodation to participate in these conference calls please contact, Patty Harrison, (941)619-4100, Extension 157, 1(800)342-0825 or TDD (941)648-3337.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

HEALTH AND HUMAN SERVICES BOARD

DATE AND TIME: April 26, 2000, 10:00 a.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 104, Fort Pierce, Florida

For more information, please contact: Betty Robinson, HHSB Liaison, 337 North 4th Street, Fort Pierce, Florida 34950, (561)467-4174.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

COMMUNITY BASED CARE – FOSTER CARE

DATES AND TIME: May 3, 10, 17, 24 and 31, 2000, 10:00 a.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 104, Fort Pierce, Florida

For more information, please contact: Ann Berner, District Manager for Administrative Services, 337 North 4th Street, Room 327, Fort Pierce, Florida 34950, (561)467-4175.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

COMMUNITY BASED CARE – SYSTEMS COMMITTEE

DATES AND TIME: May 3, 10, 17, 24 and 31, 2000, 10:00 a.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 104, Fort Pierce, Florida

For more information, please contact: Ann Berner, District Manager for Administrative Services, 337 North 4th Street, Room 327, Fort Pierce, Florida 34950, (561)467-4175.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

COMMUNITY BASED CARE – MENTAL HEALTH

DATES AND TIME: May 3, 10, 17, 24 and 31, 2000, 12:00 p.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 104, Fort Pierce, Florida

For more information, please contact: Ann Berner, District Manager for Administrative Services, 337 North 4th Street, Room 327, Fort Pierce, Florida 34950, (561)467-4175.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

COMMUNITY BASED CARE – FINANCE COMMITTEE

DATES AND TIME: May 3, 17 and 31, 2000, 2:00 p.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 327D, Fort Pierce, Florida

For more information, please contact: Ann Berner, District Manager for Administrative Services, 337 North 4th Street, Room 327, Fort Pierce, Florida 34950, (561)467-4175.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

COMMUNITY BASED CARE – BY-LAWS COMMITTEE

DATES AND TIME: May 3, 17 and 31, 2000, 2:00 p.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 337D, Fort Pierce, Florida

For more information, please contact: Ann Berner, District Manager for Administrative Services, 337 North 4th Street, Room 327, Fort Pierce, Florida 34950, (561)467-4175.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

COMMUNITY BASED CARE – GOVERNANCE COMMITTEE

DATES AND TIME: May 3, 17 and 31, 2000, 3:00 p.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 104, Fort Pierce, Florida

For more information, please contact: Ann Berner, District Manager for Administrative Services, 337 North 4th Street, Room 327, Fort Pierce, Florida 34950, (561)467-4175.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

EXECUTIVE COMMITTEE

DATES AND TIME: May 5, 12, 19 and 26, 2000, 8:30 a.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 327, Fort Pierce, FL

For more information, please contact: Betty Robinson, HHSB Liaison, 337 North 4th Street, Fort Pierce, FL 34950, (561)467-4174.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following chair's office hours (to meet with staff, other Board members, etc.)

DATES AND TIME: May 5, 12, 19 and 26, 2000, 9:30 a.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 327, Fort Pierce, FL

For more information, please contact: Betty Robinson, HHSB Liaison, 337 North 4th Street, Fort Pierce, FL 34950, (561)467-4174

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

COMMUNITY BASED CARE – STEERING COMMITTEE

DATES AND TIME: May 10 and 24, 2000, 12:00 p.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 104, Fort Pierce, Florida

For more information, please contact: Ann Berner, District Manager for Administrative Services, 337 North 4th Street, Room 327, Fort Pierce, Florida 34950, (561)467-4175.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

COMMUNITY BASED CARE – MONITORING AND EVALUATIONS COMMITTEE

DATES AND TIME: May 10 and 24, 2000, 2:00 p.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 104, Fort Pierce, Florida

For more information, please contact: Ann Berner, District Manager for Administrative Services, 337 North 4th Street, Room 327, Fort Pierce, Florida 34950, (561)467-4175.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

COMMUNITY BASED CARE – COLLABORATIVE MEETING

DATE AND TIME: May 18, 2000, 6:30 p.m.

PLACE: Port St. Lucie Community Center, 9452 South U.S. 1, Port St. Lucie, Florida

For more information, please contact: Ann Berner, District Manager for Administrative Services, 337 North 4th Street, Room 327, Fort Pierce, Florida 34950, (561)467-4175.

The **Department of Children and Family Services**, District 15, Alcohol, Drug Abuse and Mental Health Program Office has set a public hearing, which is open to the public.

PUBLIC MEETINGS FOR REDESIGNATION

DATE AND TIME: May 22, 2000, 9:00 a.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 104, Fort Pierce, Florida

PURPOSE: Public input and information is requested regarding the redesignation of New Horizons and Center for Emotional and Behavioral Health as public/private Baker Act receiving facilities. Anyone having information regarding these facilities is invited to attend and provide comments.

For further information, please contact: Steve Walsh, 337 North 4th Street, Fort Pierce, Florida 34950, (561)595-1315.

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

HEALTH AND HUMAN SERVICES BOARD

DATE AND TIME: May 24, 2000, 10:00 a.m.

PLACE: Benton Regional Service Center, 337 North 4th Street, Room 104, Fort Pierce, Florida

For more information, please contact: Betty Robinson, HHSB Liaison, 337 North 4th Street, Fort Pierce, FL 34950, (561)467-4174.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting of the Board of Directors to which all interested parties are invited:

Combined Cycle Committee; Fiscal Committee; Guarantee Committee; Professional Services Selection Committee; FHFC Board Workshop

DATE AND TIME: May 11, 2000, 10:00 a.m.

PLACE: Embassy Suites, Miami International Airport, 3974 N. W. South River Drive, Miami, FL 33142

PURPOSE:

1. Consider, review and/or approve recommendations made by the Fiscal Committee.
2. Consider, review and/or approve recommendations made by the Guarantee Program Committee.
3. Consider, review and/or approve recommendations made by the Professional Services Selection Committee.
4. Consider, review and/or approve recommendations made by the Executive Committee.
5. Authorize the Corporation Staff to proceed with all actions necessary for the sale of bonds on upcoming multifamily issues.
6. Consider financing and inducement resolutions for various multifamily developments, under any multifamily program, including the ranking of projects.
7. Consider approval of trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.

8. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.

9. Consider adopting resolutions authoring negotiated or competitive sale of bonds on various single-family and multifamily issues.

10. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.

11. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.

12. Consider and adopt targeting for use of the 1998 Multifamily Tax Exempt Bond Allocation.

13. Consideration of approval of underwriters for inclusion on approved master list and teams.

14. Consideration of all necessary actions with regard to the HOME Rental Program.

15. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.

16. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.

17. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.

18. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.

19. Consideration of all necessary actions with regard to the Home Ownership Programs.

20. Consideration of all necessary actions, for initiating new rules or rule amendments on an emergency or non-emergency basis.

A copy of the agenda may be obtained by contacting: Mary Floyd, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Mary Floyd, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

The **Florida Housing Finance Corporation** announces a public meeting of the Board of Directors to which all interested parties are invited:

Fiscal Committee; Guarantee Committee; Professional Services Selection Committee; Board Meeting

DATE AND TIME: May 12, 2000, 9:00 a.m.

PLACE: Embassy Suites, Miami International Airport, 3974 N. W. South River Drive, Miami, FL 33142

PURPOSE:

1. Consider, review and/or approve recommendations made by the Fiscal Committee.
2. Consider, review and/or approve recommendations made by the Guarantee Program Committee.
3. Consider, review and/or approve recommendations made by the Professional Services Selection Committee.
4. Consider, review and/or approve recommendations made by the Executive Committee.
5. Authorize the Corporation Staff to proceed with all actions necessary for the sale of bonds on upcoming multifamily issues.
6. Consider financing and inducement resolutions for various multifamily developments, under any multifamily program, including the ranking of projects.
7. Consider approval of trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
8. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
9. Consider adopting resolutions authoring negotiated or competitive sale of bonds on various single-family and multifamily issues.
10. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
11. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
12. Consider and adopt targeting for use of the 1998 Multifamily Tax Exempt Bond Allocation.
13. Consideration of approval of underwriters for inclusion on approved master list and teams.
14. Consideration of all necessary actions with regard to the HOME Rental Program.
15. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
16. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
17. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.

18. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.

19. Consideration of all necessary actions with regard to the Home Ownership Programs.

20. Consideration of all necessary actions, for initiating new rules or rule amendments on an emergency or non-emergency basis.

A copy of the agenda may be obtained by contacting: Mary Floyd, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Mary Floyd, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** (FWC) announces a meeting of the Management Advisory Group for the Triple N Ranch Wildlife Management Area, located southeast of St. Cloud in Osceola County.

DATE AND TIME: Wednesday, May 17, 2000, 9:00 a.m.

PLACE: Kissimmee Civic Center, Cypress Room, 201 East Dakin Avenue, Kissimmee, Florida 34741

PURPOSE: To convene a meeting of stakeholders to provide priority considerations to FWC for future management of the Triple N Ranch Wildlife Management Area. The input received will be used to prepare an update of the five-year Conceptual Management Plan for the wildlife management area.

The Florida **Fish and Wildlife Conservation Commission** announces a Public Hearing for the Triple N Ranch Wildlife Management Area, located southeast of St. Cloud in Osceola County.

DATE AND TIME: Thursday, June 1, 2000, 7:00 p.m.

PLACE: Osceola County Library, Buenaventura Lakes Branch, 405 Buenaventura Blvd., Kissimmee, Florida 34743

PURPOSE: To receive public comments regarding considerations for updating the five-year Conceptual Management Plan (CMP) for the Triple N Ranch WMA.

Participants in this hearing should understand that the purpose for this hearing does not include the opportunity to discuss public use regulations and/or hunting regulations for Triple N Ranch WMA. There is a separate public process for this purpose. This hearing is designed exclusively for discussion of the draft management plan.

A copy of the Triple N Ranch WMA Management Prospectus is available upon request from: Keith Singleton, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, Telephone (850)487-1474.

PINELLAS WAGES COALITION

NOTICE OF CHANGE – The Pinellas WAGES Coalition announces the following change in the following Hardship Steering committee meetings:

REGULAR DATE AND TIME: Wednesday, May 10, 2000, 11:00 a.m.

ALTERNATE DATE: Friday, May 5, 2000, 11:00 a.m.

PLACE: 13770 58th Street, North, Suite 304, Conference Room, Clearwater, FL

PURPOSE: Regular meeting of the Hardship Review Commission Steering Committee of the Pinellas WAGES Coalition on May 10, 2000.

ISSUES TO BE DISCUSSED: Hardship Exemptions.

Members of the public are invited to attend and to be heard. Agendas can be obtained 7 days in advance of the meeting at 13770 58th Street, North, Suite 304, Clearwater, FL 33760 or by calling (727)507-6197.

Any person wishing to appeal any decision made by the Pinellas WAGES Coalition’s Steering Committee with respect to any matter considered at such meeting will need a record of the proceedings and, for such purpose, may 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. The inclusion of this statement does not create or imply a right to appeal any decision made at this meeting if the right to an appeal does not exist as a matter of law or policy.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this proceeding is asked to advise the agency sending the notice no later than three working days prior to the proceeding at the address given on the notice, telephone (727)507-6197.

The **Pinellas WAGES Coalition** announces the following meeting of its Hardship Review Commission:

DATE AND TIME: Wednesday, May 10, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: 3151 3rd Avenue, North, 300 Plaza, South, 1st Floor, St. Petersburg, Florida

PURPOSE: WAGES Hardship Exemption Hearings.

Members of the public are invited to attend. Interested parties may appear and be heard at the hearings.

Hearing schedules can be obtained 7 days in advance of the meeting by contacting: 13770 58th Street, North, Suite 304, Clearwater, FL 33760 or by calling (727)507-6197.

Any person wishing to appeal* any decision made by the Pinellas WAGES Coalition’s Hardship Review Commission with respect to any matter considered at such hearing will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based. The inclusion of this statement does not create or imply a right to appeal any decision made at this hearing if the right to an appeal does not exist as a matter of law or policy.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this proceeding is asked to advise the agency sending the notice no later than three working days prior to the proceeding at the address given on the notice, or telephone (727)507-6197.

*Appeal may be made through a Fair Hearing with the Department of Children and Family Services and/or through the Coalition’s policy.

NOTICE OF CHANGE – The Pinellas WAGES Coalition announces the following change in the following Services Committee meetings:

DATE AND TIME: Thursday, May 18, 2000, 8:30 a.m.

PLACE: Family Service Center, Board Room, 2700 Roosevelt Boulevard, Clearwater, FL

PURPOSE: Regular meeting of the Services Committee.

ISSUES TO BE DISCUSSED: Current and potential new programs/services to WAGES participants.

Members of the public are invited to attend and to be heard.

Agendas can be obtained 7 days in advance of the meeting at 13770 58th Street, North, Suite 304, Clearwater, FL 33760 or by calling (727)507-6197.

Any person wishing to appeal any decision made by the Pinellas WAGES Coalition’s Services Committee with respect to any matter considered at such meeting will need a record of the proceedings and, for such purpose, may 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. The inclusion of this statement does not create or imply a right to appeal any decision made at this meeting if the right to an appeal does not exist as a matter of law or policy.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this proceeding is asked to advise the agency sending the notice no later than three working days prior to the proceeding at the address given on the notice, telephone (727)507-6197.

FLORIDA LEAGUE OF CITIES

The **Florida Municipal Pension Trust Fund** announces a public meeting to which all persons are invited:

DATE AND TIME: May 11, 2000, 10:00 a.m.
 PLACE: Alexander Suites Hotel, 5225 Collins Avenue, Miami Beach, FL 33140, (305)341-6500
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Florida Municipal Pension Trust Fund to discuss general business of the Council.

A copy of the meeting agenda may be obtained by contacting: Jeannie Hagan, Acting Director of Financial Services, Florida League of Cities, Inc., Post Office Box 1757, Tallahassee, Florida 32302-1757, 1(800)616-1513, Ext. 277.

The **Florida Municipal Investment Trust (FMIvT)** announces a public meeting to which all persons are invited:

DATE AND TIME: May 11, 2000, 2:00 p.m.
 PLACE: Alexander Suites Hotel, 5225 Collins Avenue, Miami Beach, FL 33140, (305)341-6500
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Florida Municipal Investment Trust (FMIvT) to discuss general business of the Trust.

A copy of the meeting agenda may be obtained by contacting: Jeannie Hagan, Acting Director of Financial Services, Florida League of Cities, Inc., Post Office Box 1757, Tallahassee, Florida 32302-1757, 1(800)616-1513, Ext. 277.

The **Florida Municipal Loan Council** announces a public meeting to which all persons are invited:

DATE AND TIME: May 11, 2000, 4:00 p.m.
 PLACE: Alexander Suites Hotel, 5225 Collins Avenue, Miami Beach, FL 33140, (305)341-6500
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Board of Directors for the Florida Municipal Loan Council to discuss general business of the Council.

A copy of the meeting agenda may be obtained by contacting: Jeannie Hagan, Acting Director of Financial Services, Florida League of Cities, Inc., Post Office Box 1757, Tallahassee, Florida 32302-1757, 1(800)616-1513, Ext. 277.

FLORIDA ALLIANCE FOR ASSISTIVE SERVICES AND TECHNOLOGY

The **Florida Alliance for Assistive Services and Technology**, Board of Directors announces a Workshop to which all persons are invited to attend:

DATE AND TIME: Saturday, May 13, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, FL 33607, (813)879-5151

PURPOSE: The Board of Directors will be conducting a workshop to set priorities and direction for the Board, focusing on the 25% reduction in the budget for the upcoming year. Additionally, the Board of Directors conduct committee teleconferences, at the call of the committee Chairs, to accomplish the goals and objectives of the committees between full Board meetings. If you would like to present information to a FFAST committee, attend a committee teleconference or require reasonable telecommunication accommodations due to a disability, please contact the FFAST, Inc. office in writing at the above address.

FLORIDA LOCAL GOVERNMENT FINANCE COMMISSION

The **Florida Local Government Finance Commission** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Monday, May 15, 2000, 10:00 a.m.
 PLACE: Tampa Marriott Waterside, 400 N. Tampa Street, Tampa, Florida (room location to be noted on marquis in hotel lobby)

PURPOSE: Meeting of the Commission relating to its statewide pooled commercial paper program.

FLORIDA COMPREHENSIVE HEALTH ASSOCIATION

The **Florida Comprehensive Health Association** created pursuant to Section 627.6488, Florida Statutes, as amended, announces a public meeting change from April 20, 2000 to the following.

DATE AND TIME: Thursday, May 18, 2000, 10:00 a.m.
 PLACE: Pennington Law Firm, 215 S. Monroe Street, 2nd Floor, Tallahassee, FL 32301
 PURPOSE: Board of Directors' Meeting.

A copy of the proposed agenda may be obtained by writing: Mr. Ryland B. Musick, Executive Director, Florida Comprehensive Health Association, 1210 E. Park Avenue, Tallahassee, Florida 32301, (850)309-1200 or by facsimile (850)309-1222.

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 and for such purpose, they

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.

FLORIDA CENTER FOR SOLID AND HAZARDOUS WASTE MANAGEMENT

The **Florida Center for Solid and Hazardous Waste Management** announces a public meeting to which all interested persons are invited:

DATE AND TIME: May 19, 2000, 9:00 a.m. – 2:00 p.m.
PLACE: Marriott Orlando, Airport, 7499 Augusta National Drive, Orlando, FL
For Further information please call (352)392-6264.

INDIAN RIVER COMMUNITY COLLEGE

The **Indian River Community College**, Criminal Justice Training Institute announces a public meeting, to which the public is invited.

DATE AND TIME: May 24, 2000, 10:00 a.m.
PLACE: Indian River Community College, Indian River Academy Site, 5900 Tedder Road, Fort Pierce, Florida
PURPOSE: Elect this year’s officers, review information gathered at the May State Commission meeting and provide update on training classes at the academy.
A copy of the agenda may be obtained by contacting: Lawrence Lawson, (561)462-4742.

CORRECTIONAL PRIVATIZATION COMMISSION

The **Correctional Privatization Commission** announces a meeting to which all persons are invited.

DATE AND TIME: Thursday, May 25, 2000, 10:00 a.m.
PLACE: John’s Building, 725 South Bronough Street, Room 259, Tallahassee, Florida 32399-0979
PURPOSE: Discussion of pertinent Commission business relating to the current and upcoming fiscal years.
Any person who decides to appeal a decision of the Correctional Privatization Commission with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made. Section 286.0105, Florida Statutes.
A copy of the Agenda may be obtained by writing: Correctional Privatization Commission, Office of the Executive Director, 4050 Esplanade Way, Pepper Building, Suite 680, Tallahassee, Florida 32399-0950.
Any person requiring some accommodation at this hearing because of a physical impairment should call the Correctional Privatization Commission, Office of the Executive Director, (850)921-4034, at least five (5) calendar days prior to the meeting.

If you are hearing or speech impaired, please contact the Correctional Privatization Commission, Office of the Executive Director, by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

**Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements**

DEPARTMENT OF INSURANCE

NOTICE IS HEREBY GIVEN that the Department of Insurance has issued an order disposing of the petition for declaratory statement filed by Sunrise Opportunities, Inc. on December 17, 1999. The following is a summary of the agency’s disposition of the petition:

If a Residential Facility for Individuals with Developmental Disabilities meets or exceeds the requirements of NFPA 101, Life Safety Code, there is no cause for the local fire department to invoke NFPA 101M, Alternative Approaches to Life Safety. This interpretation is consistent with provisions of Section 633.022, Florida Statutes, which grants the State Fire Marshall the authority to adopt the Uniform Fire Safety requirements for these types of facilities.

NOTICE IS HEREBY GIVEN that the Department of Insurance has received a petition for a declaratory statement from Commercial Fire and Communications, Inc. The petition seeks the agency’s opinion as to the applicability of Section 633.70, Florida Statutes and Rule Chapter 4A-48, Florida Administrative Code, as they apply to the petitioner.

A copy of the petition may be obtained by contacting: Lisa S. Santucci, Esquire, Division of Legal Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0333, phone (850)413-4126.

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued a Declaratory Statement in response to the request received from Jon J. Reynolds, President, Florida Gas Systems, Inc., March 16, 2000. The request was assigned the number DCA00-DEC-058. This Declaratory Statement was issued April 13, 2000 and provides clarification of sections 304.4 and 306.3.7, Standard Gas Code (1997), finding that a building official may approve a reduced gas piping size as an alternate method or material of construction consistent with Section 103.7, Standard Gas Code (1997).

A copy of the Declaratory Statement may be obtained from: Paula P. Ford, Agency Clerk, Department of Community Affairs, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF CORRECTIONS

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, has issued a response to a Petition to Initiate Rule-Making received from inmate Douglas Adams. Adams petitioned to amend Florida Administrative Code Chapter 33 to include a provision prohibiting staff harassment of inmates. The Department denied the petition, finding that the current rules provide sufficient safeguards to protect inmates from staff harassment.

A copy of the Order, Case No. DC 00-13, may be obtained by contacting: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, has issued a response to a Petition to Initiate Rule-Making received from inmate Terry Dunn. Dunn petitioned to amend Florida Administrative Code Chapter 33-103.005 to include a provision prohibiting the circulation of copies of informal grievances among Department staff. The Department denied the petition, finding that when there are grievance issues regarding complaints against staff or where staff would be involved in the resolution of an issue, contact with the staff would be a necessity. The Department also noted that inmates should present issues of improper staff retaliation through the grievance process, where inquiry/investigation may be conducted and resolution may be provided on a case-by-case basis.

A copy of the Order, Case No. DC 00-14, may be obtained by contacting: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

**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:

General Motors Acceptance Corporation vs. Department of Revenue; Rule No.: 12B-4.053(33)(e) and (f); Case No.: 00-1406RX

General Motors Acceptance Corporation vs. Department of Revenue; Rule No.: 12B-4.053(34); Case No.: 00-1407RU

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

Request for Applications for Available Funding
The Florida Department of Education, Division of Workforce Development announces the availability of instructions and forms for preparing applications for funding for fiscal year 2001, effective dates July 1, 2000 to June 30, 2001, under the Adult Education and Family Literacy Act of 1998 (Public Law 105-220).

- Book I – Continuation Projects, May 31, 2000, 5:00 p.m. EST
- Book II – New Projects, June 30, 2000, 5:00 p.m. EST

The Quick Response Family Literacy Projects are due May 1, 2000. The effective dates are May 1, 2000 to September 30, 2000.

Eligible recipients will be provided direct and equitable access to these funds based on competitive applications. All federally funded projects must comply with the Steven’s Amendment of the Department of Defense Appropriation Act (Section 8136).

Mail applications to:
Jerry Barnett, Director

Division of Financial Services
 Grants Management and Development Section
 325 West Gaines Street, Room 730
 Tallahassee, FL 32399-0400

For application instructions and forms:

- Internet – <http://www.firn.edu/doi/bin00051>
- Hardcopy or formats for the disabled, telephone 1(800)342-9271

REQUEST FOR BID

The University of Florida, Purchasing Division will receive sealed bids for the following: 00L-104, W/O 99040897, Campus Lighting, Phase B, estimated budget: \$260,000-\$280,000, to be opened May 31, 2000, 1:30 p.m. local time, in Purchasing, Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Provide new lighting for area along south side of Union Road from Little Hall to Newell Drive and southward to Stadium Road. Included in this area is: facade lighting of University Auditorium and Century Tower; various building canopy lighting upgrades; lighting for numerous walkways, drives and building entrances; conversion of existing light sources to pulse start metal halide. Specifications and Plans will be available in Purchasing, Elmore Hall, Radio Road, Gainesville, FL, Telephone (352)392-1331. A Non-mandatory Pre-bid Meeting will be held May 11, 2000, 2:00 p.m., in the Physical Plant Division Architecture/Engineering Conference Room, Building 700, Radio Road, Gainesville, FL.

All questions should be directed to: A. J. Sontag, Assistant Director, UF Purchasing, (352)392-1331, Ext. 306.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-bid or Bid opening, contact Emily J. Hamby, (352)392-1331, Ext. 303, within three (3) days of the event.

REQUEST FOR BID

The University of Florida, Purchasing Division will receive sealed bids for the following: 00L-109, Tigert Hall, Fire Code Corrections, estimated budget: \$325,000-\$350,000, to be opened June 1, 2000, 1:30 p.m. local time, in Purchasing, Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Provide wet pipe and dry pipe sprinkler systems in selected areas of Tigert Hall. All work is an extension of an existing active sprinkler system. There is miscellaneous architectural and electrical work associated with installing the new sprinkler system. Specifications and Plans will be available in Purchasing, Elmore Hall, Radio Road, Gainesville, FL, Telephone (352)392-1331. A Mandatory Pre-bid Meeting will be held May 16, 2000, 2:00 p.m., in the Physical Plant Division Architecture/Engineering Conference Room, Building 700, Radio Road, Gainesville, FL. All questions should be directed to: A. J. Sontag, Assistant Director, UF Purchasing, (352)392-1331, Ext. 306.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-bid or Bid opening, contact Emily J. Hamby, (352)392-1331, Ext. 303 within three (3) days of the event.

CALL FOR RE-BIDS

made by Florida A & M University, on behalf of the State of Florida, Board of Regents.

PROJECT NAME: Utilities Improvements/Central Chilled Water Plant, Phase V

PROJECT NUMBER: BR-389

PLACE: Florida A & M University, Tallahassee, FL 32307

QUALIFICATION: All Bidders must be qualified at the time of bid opening in accordance with the Instructions to Bidders, Article B-2. Sealed bids will be received on:

DATE AND TIME: June 1, 2000, until 2:00 p.m., local time

PLACE: Plant Operations Building, Building A, Room 100, 2400 Wahnish Way, Florida A & M University, Tallahassee, FL, immediately after which time and place they will be publicly opened and read aloud down the hall in Conference Room 124 (Bid Tabulation will be posted back in Suite 100).

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the drawings and Project Manual, which may be obtained or examined at the office of the Architect/Engineer: Bosek, Gibson & Associates, Inc., 3303 Thomasville Road, Suite 102, Tallahassee, FL 32312

MINORITY PROGRAM: Bidders are encouraged to utilize Minority Business Enterprises certified by the Minority Business Advocacy and Assistance Office, Department of Labor and Employment Security. Consideration will be given to the percentage of participation, as described in the Instructions to Bidders, in the award of the contract.

PRE-SOLICITATION/PRE-BID MEETING: The Bidder is required to attend the pre-solicitation/pre-bid meeting. Minority Business Enterprise firms are invited to attend to become familiar with the project specifications and to become acquainted with contractors interested in bidding the project. This mandatory meeting has been scheduled for:

DATE AND TIME: May 16, 2000, 2:00 p.m., local time

PLACE: Florida A & M University, Plant Operations Building, Room 124, 2400 Wahnish Way, Tallahassee, FL

DEPOSIT: \$150.00 per set of drawings and Project Manual is required with a limit of three (3) sets per general contractor or prime bidder; and two (2) sets of drawings and Project Manuals for plumbing, heating/ventilating/air conditioning and electrical contractors acting as subcontractors.

REFUND: The deposit shall only be refunded to those general contractors, prime bidders or plumbing, heating/ventilating/air conditioning and electrical contractors acting as either prime or subcontractors, who after having examined the drawings and specifications:

- submit a bona fide bid, or

b. provide written evidence that they have submitted bids as subcontractors for plumbing, heating / ventilating / air conditioning, or electrical work and who return the drawings and Project Manual in good condition within fifteen (15) days after receipt of bids.

PURCHASE: Full sets of bidding documents may be examined at the Architect/Engineer's office and local plan rooms. Full sets may be purchased through the Architect/Engineer for \$150.00 per set for the printing and handling cost. Partial sets may be purchased at \$50.00 per Project Manual, \$5.00 per sheet of the drawings and \$.50 per copy per page of the Project Manual and are sold subject to the provisions of Article B-27 of the Instructions to Bidders.

PUBLIC ENTITY CRIMES: As required by Section 287.133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The successful contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

NOTICE TO PROFESSIONAL CONSULTANTS FOR CAMPUS SERVICES

Florida A & M University, on behalf of the State of Florida, Board of Regents announces that professional services for Continuing Contract projects are required in the following discipline(s): Architect (1), Mechanical/Electrical Engineer (1), Environmental Consultant (1).

Continuing Contract projects are specific projects for renovations, alterations and additions that have a basic construction budget estimated to be \$1,000,000 or less or studies for which the fee for professional services is \$100,000 or less. Campus Service contracts for Continuing Contract projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1-June 30.

Firms desiring to provide professional services shall apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Attach to each letter of application:

1. A completed Board of Regents "Professional Qualifications Supplement," dated September, 1999. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit five (5) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions will not be considered. Application material will not be returned.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$25,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualification Supplements, descriptive project information and selection criteria may be obtained by contacting: Teresa Williams, Secretary, Facilities Planning and Construction Office, Phone (805)599-3197, or by Faxing a request to (850)561-2289.

Submittals must be received in the office of Facilities Planning and Construction, Florida A & M University, Plant Operations Facility, Building A, Suite 100, 2400 Wahnish Way, Tallahassee, FL 32307, Attn.: Henry Swift, Acting Associate Director, by 3:00 p.m. local time, on May 25, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

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: 21-016B

BID TITLE: BAKERY PRODUCTS FOR CAFETERIAS

DUE DATE AND TIME: May 15, 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 15, 2000 through August 31, 2002

ESTIMATED DOLLAR VALUE OF THE BID: \$2,000,000

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: 21-019B
BID TITLE: DOUGHNUTS AND PASTRIES FOR CAFETERIAS
DUE DATE AND TIME: May 10, 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 15, 2000 through August 31, 2002

ESTIMATED DOLLAR VALUE OF THE BID: \$75,000
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: 21-047B
BID TITLE: FORMULA PRICING FOR FRESH LACTOSE FREE MILK FOR CAFETERIAS
DUE DATE AND TIME: May 9, 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 August 14, 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.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: 21-029B
BID TITLE: SINGLE STRENGTH FRUIT JUICES FOR CAFETERIAS
DUE DATE AND TIME: May 16, 2000 on or before 2:00 p.m.
LOCATION OF BID OPENING: Purchasing Department, 7720 W. Oakland Park, Boulevard, Suite 323, Sunrise, Florida 33351-6704
CONTRACT TERM: August 15, 2000 through August 31, 2002.

ESTIMATED DOLLAR VALUE OF THE BID: \$4,000,000.00
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

ADVERTISEMENT FOR BIDS:

Sealed bids will be received by the Duval County Public Schools, Division of Facilities Services, Room 546, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207 for:

PROJECT TITLE: Repipe Domestic and Sanitary Waterline and Upgrade Restrooms and Classroom Sink at Southside Estates Elementary School No. 76

BID NUMBER: M-86630

SCOPE OF

WORK: Replace domestic water pipe and sanitary pipe plus upgrades to fixtures.

BIDS: Bids will be received until 2:00 p.m., Tuesday, May 30, 2000 and immediately thereafter publicly opened, read aloud and recorded in the Conference Room, 1st Floor, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207.

All general contractors or prime bidders that are interested in bidding are required to attend a mandatory pre-bid conference to be held on May 17, 2000, 9:00 a.m. local time at Southside Estates Elementary School No. 76, 9775 Ivey Rd., Jacksonville, Florida 32216-3499. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register.

All bidders and subcontractors shall be licensed contractors and registered corporations, if applicable, as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of M. V. Cummings Engineers, Inc., 6501 Arlington Expressway, Suite B-211, Jacksonville, Florida 32211. DCSB Point of Contact: John McKean, (904)381-3884

Contract documents for bidding may be examined at Division of Purchasing Services, Duval County Public Schools; F. W. Dodge McGraw Hill Plan Room Construction Bulletin Construction Market Data, Inc. Business Service Center

Contract documents for bidding may be examined at Division of Purchasing Services, Duval County Public Schools; F. W. Dodge McGraw Hill Plan Room Construction Bulletin Construction Market Data, Inc. Business Service Center

MBE

PARTICIPATION: A minimum of 15% percent overall Minority Business Enterprise participation required.

MBE

PARTICIPATION: A minimum of 20% percent overall Minority Business Enterprise participation required.

ADVERTISEMENT FOR BIDS

Sealed bids will be received by the Duval County Public Schools, Division of Facilities Services, Room 546, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207 for:

PROJECT TITLE: Replace Domestic Water Piping and Fixtures at Merrill Road Elementary School No. 228

BID NUMBER: M-86640

SCOPE OF

WORK: Replace domestic water piping in the building and various fixtures.

BIDS: Bids will be received until 2:00 p.m., Tuesday, May 30, 2000 and immediately thereafter publicly opened, read aloud and recorded in the Conference Room, 1st Floor, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207.

All general contractors or prime bidders that are interested in bidding are required to attend a mandatory pre-bid conference to be held on May 17, 2000, 10:30 a.m. local time at Merrill Road Elementary School No. 228, 8239 Merrill Road, Jacksonville, Florida 32277-2999. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register.

All bidders and subcontractors shall be licensed contractors and registered corporations, if applicable, as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of M. V. Cummings Engineers, Inc., 6501 Arlington Expressway, Suite B-211, Jacksonville, Florida 32211. DCSB Point of Contact: John McKean, (904)381-3884

ADVERTISEMENT FOR BIDS

Sealed bids will be received by the Duval County Public Schools, Division of Facilities Services, Room 546, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207 for:

PROJECT TITLE: Replace Domestic Water Lines and Fixtures at Hyde Park Elementary School No. 77

BID NUMBER: M-86650

SCOPE OF

WORK: Replace domestic water piping and various fixtures.

BIDS: Bids will be received until 2:00 p.m., Tuesday, May 30, 2000 and immediately thereafter publicly opened, read aloud and recorded in the Conference Room, 1st Floor, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207.

All general contractors or prime bidders that are interested in bidding are required to attend a mandatory pre-bid conference to be held on May 24, 2000, 9:00 a.m. local time at Hyde Park Elementary School No. 77, 5300 Park Street, Jacksonville, Florida 32205-7298. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register.

All bidders and subcontractors shall be licensed contractors and registered corporations, if applicable, as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of M. V. Cummings Engineers, Inc., 6501 Arlington Expressway, Suite B-211, Jacksonville, Florida 32211. DCSB Point of Contact: John McKean, (904)381-3884

Contract documents for bidding may be examined at Division of Purchasing Services, Duval County Public Schools; F. W. Dodge McGraw Hill Plan Room
 Construction Bulletin
 Construction Market Data, Inc.
 Business Service Center

MBE

PARTICIPATION: A minimum of 15% percent overall Minority Business Enterprise participation required.

DEPARTMENT OF REVENUE

**REQUEST FOR INFORMATION
 TAX COMPLIANCE AUDITS**

The Florida Department of Revenue (Department) anticipates continuing to expand its audit coverage of Florida taxpayers by contracting with Certified Public Accountants for tax compliance audits. The enabling law for this program is s. 213.28, Florida Statutes.

This Request For Information provides all necessary guidelines for developing a fee proposal and a contract application. Fee proposals are required by the enabling statute. Relevant facts for firms to evaluate in making the business decision on if to apply include:

1. Performance of the contract will require travel. Travel expenses will be reimbursed within the limits imposed by s. 112.061, F.S. It is recommended that firms review s. 112.061, F.S., prior to applying. It is anticipated that audit assignments for contracts will include both in state and limited out of state audits. To the extent allowed by the available assignment inventory, audits will be assigned within contractor's immediate geographical area, except for out of state assignments. This allows the State of Florida to minimize travel expenses. Audits will be assigned after individual contracts are signed.

2. Subcontracting the work will not be an option.

3. Each contract for the fiscal year ending June 30, 2001 will be either for \$25,000 or \$100,000. The Department anticipates there will be approximately 15 \$25,000 and 15 \$100,000 contracts, contingent on funding. Applicants must elect one amount or the other by stating an election on page one of the filed application. Applicants must select one contract size and their decision is irrevocable for fiscal year ending June 30, 2001.

4. There will be an imposed audit hours budget for each assigned audit. This budget will be determined solely at the judgement of the Department. It will be based on the Department's history in performing similar audits.

5. Professional fees will be based on a single blended hourly rate multiplied by the actual professional staff hours incurred, up to the hours budgeted for each individual audit.

The single blended hourly rate for a subject firm will be based on that firm's submitted fee proposal. Please do not submit fees for individual team members or a range of fees.

6. Florida tax law, Department audit procedures and audit software training will be required for firms receiving a contract. The tax law course will consist of a self-study course and one day instructor-led course. The self study and tax law instructor-led course is the preparation for the Sales and Use Tax examination. There will also be a one day instructor-led course on Department audit procedures. All team members listed on the proposal must attend the subject two days of instructor-led training. Also, team members are required to take the self-study course and pass the examination. It is further anticipated that the instructor-led training courses will be offered at several central locations in Florida.

There will also be a required audit software instructor-led course. Only one team representative must attend the three day audit software course. The required audit software is now in a Windows environment and all firms that have not attended WINFMT will be required to send one representative to the new software training course.

All costs related to training will be borne by the contract firm.

Failure to complete the training courses and pass the examination on a timely basis is grounds for the Department to void the subject contract.

7. If awarded a contract, the firm must be willing to certify that they will not perform accounting, auditing, management consulting, system design or tax services for any taxpayer or person that is a subsidiary, parent, sister or other affiliate of the taxpayer on which a tax compliance audit or special audit project has been conducted pursuant to a contract with the Department, for a period of thirty-six consecutive calendar months from the date the Department's assessment of tax due, denial of refund, issuance of a refund or a "no change" becomes final.

8. The contract will require that audit site supervision be provided by a senior-level employee who is a permanent member of the contract firm's staff. Senior-level is defined as having at least three years of full-time public accounting experience. Public accounting experience is defined as performing tax, audit, management consulting or accounting work. Clerical and office administration work does not qualify. The contract firm is responsible for the professional quality of all contract work performed.

9. It is anticipated the majority of the audit work for the contracted audits must be performed during the period of November 1, 2000 to August 15, 2001.

10. It is anticipated that the assignments will be Sales & Use Tax compliance audits.

If you have an interest in contracting with the Department for tax compliance audits, please mail an application by the deadline established in this R.F.I. with the information requested below. The ranking process will be based

exclusively on information submitted in the applicant's response, except for applicants who previously had s. 213.28, F.S., contracts. For those firms Performance Evaluations and Efficiency Calculations will be considered. Information received via telephone will not be considered in the ranking process. Due to the interest in the program and a limited staff, THE DEPARTMENT REQUESTS THAT INQUIRIES BE KEPT TO A MINIMUM.

There is no required application form to be completed. Applicants may provide information on the requested topics in any concise written format. Applications are limited to 10 pages or less. Attachments required by this R.F.I. do not count toward the 10 pages. Eight complete copies of the information and supporting documents must be furnished. This is an express requirement. The Department reserves the right to confirm the information submitted.

Applicants must furnish information on the following topics:

1. **ELECTION.** The firm's contract size election, either \$25,000 or \$100,000;

2. **TEAM INFORMATION.** The information provided must include the name and social security numbers of the engagement partner and the professional staff members who would work on the audits. Work is defined as performing hands-on audit work, providing on-site supervision and performing the review of the work papers.

(a) The names and Florida license numbers of each team member. Also, the Florida license number of the practice unit, if applicable.

(b) Firm's telephone number, fax number, mailing, location and e-mail addresses and federal identification number or social security number.

(c) The results of any Board of Accountancy disciplinary actions within the last three calendar years.

(d) Any complaints against the applicant filed either with Consumer Affairs, Department of Agriculture, or a Better Business Bureau, within the last three calendar years.

(e) The geographical location of the applicant's main office (headquarters) and any branch offices.

RANKING CRITERIA INFORMATION.

Please clearly identify in your application the firm member(s) who would work on the awarded contract. An awarded contract will require the participation of the named individuals. A firm receiving a contract will be allowed reasonable equivalent substitutions in justifiable, unavoidable circumstances.

Where applicable, please present the requested ranking criteria information both for the individual team members and in cumulative total for the team. For example, for the Advanced Degrees in Taxation Criteria, John Smith-1 Advanced Degree in Taxation, Ron West-0 and Sally Jones-1, with a cumulative team total of 2 Advanced Degrees in Taxation.

A summary of information, by team member, in table format is requested.

CRITERIA

1. **Experience in Florida tax law.** Defined as working directly with Florida tax law, rules and interpretative decisions. Please categorize experience as either "audit" – performing tax compliance audits for the Department; or "preparation" – preparing Florida tax returns or representing clients in protests. Please include years and months of experience for each team member. For firms with previous contracts, firm members included on the current application who worked on the previous contract receive 1 year audit experience for each contract. This criteria will be weighted 15 percent in the weighted ranking equation;

2. **Knowledge of Florida tax law for Florida Sales and Use Tax.** Defined as academic knowledge of the application, concepts and issues concerning Florida Sales and Use Tax. It is the combined knowledge (i.e., courses attended and successfully passed) of the firm members named in the application. The methods by which the applicant may have gained this knowledge are:

(a) Attended and, where applicable, successfully passed a course which is designed specifically to teach audit applications for the Florida revenue law.

(b) Successfully completed a Department course in the Florida revenue laws (each of the Department's Contract Audit program and Certified Audit program courses meet this criteria). Weighted 5 percent;

3. **Experience in Federal tax law.** Same definitions as 1., except for Federal experience. Weighted 5 percent;

4. **On-Site Peer Review.** If applicable, the most recent on-site quality review report or peer review report, Letter of Comments, if any and Letter of Response, if any. If inapplicable to your firm, there is no subtraction of points. Do not provide off-site quality review reports. Weighted 5 percent;

5. **Advanced Degrees in Taxation.** Any graduate or doctoral degrees in taxation possessed by the named team members. Advanced business, accounting, or law degrees with a stated major in taxation qualify. Weighted 5 percent;

6. **Certified Minority Business Enterprise.** Whether or not the applicant has formally applied for and been granted a Certified Minority Business Enterprise certification with the State of Florida pursuant to s. 287.0943, F.S. at the date of the filed application. The Department of Revenue is not involved in the minority business certification process. Please see s. 287.0943, F.S., for information. Weighted 10 percent;

7. **Other.** Any other relevant experience or skills, including computer capabilities. Weighted 5 percent;

8. **Fee Proposal.** A fee proposal based on a single, blended hourly rate. All available information relevant to developing the fee proposal is in this Request for Information. To ensure

fairness in the application process, no additional information can be provided in response to inquiries. This item will be weighted 25 percent.

The remaining 25% of the weighted equation, adding to 100 percent, addresses the performance of firms who have had s. 213.28, F.S. contracts in the past.

Only applications filed within 30 calendar days of the date of publication of this Request for Information in the Florida Administrative Weekly will be included in the applicants ranking process for Fiscal Year 2000/01. To be timely, an application in response to this Request For Information must be postmarked by the US Postal Service or hand delivered within 30 calendar days of the issue date of the Florida Administrative Weekly in which the Request For Information is published. Responses postmarked up to the 30th day will be accepted. Facsimile information will not be accepted. Incomplete applications will not be ranked.

If the number of applicants requires it, the Department reserves the right to use statistical sampling to select the applications to be ranked. It is anticipated the ranking process will be completed 90 days from the application deadline.

Once the ranking process is complete, the contract process will begin. Applicants will be contacted in ranked order and will be given an opportunity to enter into a contract. Applicants not receiving an opportunity will be informed by letter by October 1, 2000. Please do not telephone prior to that date.

Applications are to be mailed to Ron Webster, C.P.A., Contract Manager, Department of Revenue, Contract Audit program and Certified Audit program, Compliance Support Process, Southwood Complex, 3rd Floor, P. O. Box 5139, Tallahassee, FL 32314-5139. For overnight mail, the address is 4070 Esplanade Way, Southwood, 3rd Floor, Tallahassee, Florida 32311. It is suggested that the proposals be mailed with a method of tracking for the sender.

STATE BOARD OF ADMINISTRATION

REQUEST FOR INFORMATION

The State Board of Administration is soliciting competitive responses from firms offering reinsurance intermediary services to the Florida Hurricane Catastrophe Fund (FHCF). The Request for Information will be available by 9:00 a.m. EST on April 25, 2000, and may be obtained from the FHCF web site: <http://www.fsba.state.fl.us/fhcf/> (under "Announcements").

The deadline for submitting responses is 4:00 p.m. EST on May 15, 2000.

REGIONAL TRANSPORTATION AUTHORITIES

REQUEST FOR PROPOSAL NO. 00-705

GENERAL BANKING SERVICES

Tri-County Commuter Rail Authority (Tri-Rail), an agency of the state of Florida, operates a seventy-one (71) mile commuter railroad with eighteen (18) stations in Miami-Dade, Broward and Palm Beach Counties.

THE PURPOSE of the RFP is to obtain the services of a financial institution to provide all banking services required by Tri-Rail. The services shall include, but not be limited to, the establishment of a disbursement checking account, a revenue account and a payroll checking account. These bank accounts shall be consolidated into a control account that will be set-up as a Zero Balance Account (ZBA) with cash balances invested daily. Credit card transaction clearinghouse service is required with interface capability with a credit card service provider as well as processing capabilities for VISA, Discover and MasterCard charges. General banking services to include electronic banking services, processing of incoming and outgoing wire transfers, verification of cash deposits, maintenance of monthly statements and rental of a safety deposit box.

A REQUEST FOR DOCUMENTS should be directed to: Mr. Robert Becker, Tri-Rail, 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064, (954)788-7909. The cost of the solicitation document is Twenty-five Dollars (\$25.00), non-refundable. Checks or money orders made payable to Tri-Rail should be forwarded to Mr. Becker at the address above. Solicitation documents will be available on or about May 1, 2000.

A PRE-PROPOSAL CONFERENCE will be held in the Tri-Rail Conference Room at the address above on May 10, 2000, 2:00 p.m. The purpose of the meeting will be for Tri-Rail to respond to questions from document holders and clarify requirements in an open forum. Attendance is not mandatory but is recommended.

RECEIPT OF SEALED PROPOSALS: All proposals must be received in a sealed envelope no later than 5:00 p.m., June 2, 2000 at the Tri-Rail office in Pompano Beach, Florida.

DBE PARTICIPATION: Tri-Rail solicits and encourages Disadvantaged Business Enterprise (DBE) participation. DBEs will be afforded full consideration of their responses and will not be subject to discrimination. Tri-Rail's DBE program goal is 12% of total contract expenditures.

Tri-Rail reserves the right to postpone, to accept or reject any and all proposals in whole or in part. All Proposers must certify that they are not on the State of Florida Comptroller General's List of Ineligible Bidders. All proposals must remain in effect for one hundred eighty (180) days from the RFP submission due date.

METROPOLITAN PLANNING ORGANIZATIONS**REQUEST FOR PROPOSALS**

The Hernando County Metropolitan Planning Organization (MPO) is accepting proposals from qualified agencies or firms for the award of a contract to coordinate transportation services for the transportation disadvantaged in Hernando County, Florida. The Hernando County MPO will be administering the competitive procurement process. The selected contractor will be the designated Community Transportation Coordinator for the Transportation Disadvantaged Program, as authorized by Chapter 427, Florida Statutes and more fully described in Rule 41-2 of the Florida Administrative Code. A pre-proposal conference will be held May 15, 2000 at the Hernando County MPO Conference Room, 20 North Main Street, Room 261, Brooksville, FL 34601, 10:00 a.m. to answer questions about the RFP.

Proposals must be received by 3:00 p.m., April 30, 2000 at the office of the Hernando County MPO. Seven (7) copies of the technical and cost proposals must be submitted to: Hernando County MPO, ATTENTION: Steve Diez, Transportation Planner II, 20 N. Main Street, Room 262, Brooksville, Florida 34601. One of these copies must be a clean, single sided original that can be used to make additional copies. The outside of the envelope or box containing the Technical Proposal must be marked "TECHNICAL PROPOSAL FOR COMMUNITY TRANSPORTATION COORDINATOR." In addition to the Technical Proposal, an Annual Budget/Cost Proposal and a Fare Proposal must be submitted in a separate sealed envelope. This envelope shall be clearly marked, "ANNUAL BUDGET/COST PROPOSAL AND FARE PROPOSAL." Faxed and electronically mailed responses will not be accepted.

The Hernando County MPO will not accept responsibility for proposals that are not marked and submitted in this manner. Proposals are to remain in effect for ninety (90) calendar days from date of submission. The Hernando County MPO reserves the right to reject any or all proposals, to waive any formality concerning proposals or negotiate changes to the proposals whenever such rejection or waiver or negotiation is in the best interest of the State and transportation disadvantaged.

The Hernando County MPO reserves the right to waive any informality in any proposal, to reject any or all proposals in whole or in part, with or without cause, and/or to accept the proposal that in its judgment will be in the best interest of the Hernando County MPO and its citizens. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

WATER MANAGEMENT DISTRICTS**REQUEST FOR BID (RFB) #99/00-050RM**

The Suwannee River Water Management District is requesting bids to construct a 10 foot wide recreational trail to be located in Suwannee County near Branford. The District has developed plans and specifications subject to permitting and Department of Transportation approval.

The 6.9 mile proposed 10 foot wide asphalt trail will connect to the end of an existing paved trail and continue to the county line along the southern edge of US 27 Department of Transportation right-of-way. The contractor will be required to clear, grub, provide a limerock base, pave a 10 foot wide predominantly asphalt trail and ancillary components as identified in the plans.

A mandatory prebid conference will be held at Suwannee River Water Management District headquarters on May 3, 2000, 10:00 a.m.

Following mailing of the plans and specifications, all RFB responses must be mailed or delivered to the District prior to 4:00 p.m., May 26, 2000. Construction will begin soon thereafter and completion shall require no more than 60 days. Any individual or firm desiring to obtain a copy of this Request for Bid may do so by contacting:

Sandra Keiser, Administrative Assistant
Suwannee River Water Management District
9225 County Road 49
Live Oak, Florida 32060
(904)362-1001 or 1(800)226-1066, Florida only

Technical questions will be addressed at the prebid conference by District staff.

Anyone requiring reasonable accommodation as provided for in the Americans With Disabilities Act should contact Sandra Keiser at the above address.

REQUEST FOR QUALIFICATIONS

(RFQ) #99/00-051RM

ENGINEER OF RECORD

The Suwannee River Water Management District is requesting qualifications for Engineer of Record.

Periodically, the SRWMD requires the services of a licensed Professional Engineer to assist in the preparation of permit applications and design of District projects, including submittal of permit applications on behalf of the District.

The District desires to select a Professional Engineer who will be relied upon to provide all engineering services as needed for a one-year period with the option of two one-year renewals.

All RFQ responses must be mailed or delivered to the District prior to 4:00 p.m., May 31, 2000. Any individual or firm desiring to obtain a copy of this Request for Qualifications may do so by contacting:

Sandra Keiser, Administrative Assistant
Suwannee River Water Management District
9225 County Road 49
Live Oak, Florida 32060
(904)362-1001 or 1(800)226-1066, Florida only

Technical questions should be directed to David Still, P. E., at the same address and phone number listed above.

Anyone requiring reasonable accommodation as provided for in the Americans With Disabilities Act should contact Sandra Keiser at the above address.

SPACEPORT FLORIDA AUTHORITY

REQUEST FOR ANTICIPATED SERVICES SUPPORT OF LAUNCH PROGRAMS

The Spaceport Florida Authority is seeking expressions of interest and statement of qualification by aerospace contractors in participating with the Authority in expanding the Authority's capabilities to support launch requirements of commercial, educational and Department of Defense programs.

Engineering Support: Vehicle analysis, flight dynamics, debris modeling, impact analysis, etc. Complete understanding of Autometric Ascent 2.0/Ascent Pro 3 and 6 DOF modeling software is mandatory. Specific expertise is also required in the following areas: knowledge of the existing launch control system software and hardware architecture, rail launched vehicles and experience with a variety of rail launched vehicle types. A working knowledge of Spaceport Florida Authority facilities and infrastructure, plus familiarity with Cape Canaveral Air Station and the Eastern Range is required. Support, described in this paragraph, has a not to exceed price of \$40,000.00.

Selection of participating contractors will be based on a ranking of their technical expertise, knowledge of the existing launch systems, specific engineering support capabilities, recent experience in similar projects and "short notice" availability. Applications should be limited to a maximum of three (3) pages.

Interested contractors should submit three (3) copies of their expression of interest in a sealed envelope entitled "Engineering Support": Director-Launch Services, Spaceport Florida Authority, 100 Spaceport Way, Cape Canaveral, FL 32920-4003. Applications must be received not later than 4:00 p.m., May 26, 2000.

Questions should be addressed to: Jackie Martin, (407)730-5301, Extension 1130.

Spaceport Florida Authority is not obligated to issue any contracts as a result of this solicitation. However, the Spaceport Florida Authority will evaluate responses to this solicitation and qualify contractors who may received future task order contracts in the area of their qualifications.

The SPACEPORT FLORIDA AUTHORITY reserves the right to accept or reject any and all responses in the best interest of the State.

INVITATION TO NEGOTIATE SUPPORT OF LAUNCH PROGRAMS

The Spaceport Florida Authority is seeking expressions of interest and statement of qualification by aerospace contractors in participating with the Authority in expanding the Authority's capabilities to support launch requirements of commercial, educational and Department of Defense programs.

Phase Two: Interested contractors are required to provide capabilities in the following area: expanding the capabilities of the existing automated launch control system to include: vehicle tracking, vehicle telemetry acquisition, telemetry processing, control of facilities systems, control of an existing launch rail, extend data monitoring capabilities to the existing Spaceport Operations Control Center, and enhance the launch operations software capabilities. Specific expertise is also required in the following areas: knowledge of the existing launch control system software and hardware architecture, rail launcher control and monitoring, countdown sequencing, GSE control and monitoring, and automated mission planning and range safety decision support. Experience with commercial spaceport operations, Spaceport Florida Authority facilities and infrastructure, plus familiarity with Cape Canaveral Air Station and the Eastern Range is required. Phase two, described in this paragraph, has a not to exceed price of \$300,000.00.

Selection of participating contractors will be based on a ranking of their technical expertise, knowledge of the existing system launch control system, overall engineering support capabilities, recent experience in similar projects and proposed methods of achieving cost effectiveness. Applications should be limited to a maximum of eight (8) pages.

Interested contractors should submit three (3) copies of their expression of interest in a sealed envelope entitled "Application to Participate in Enhancement of Spaceport Florida Authority Launch Support Programs" to: Director, Launch Services, Spaceport Florida Authority, 100 Spaceport Way, Cape Canaveral, FL 32920-4003. Applications must be received not later than 4:00 p.m., May 26, 2000.

Questions should be addressed to: Jackie Martin, (407)730-5301, Extension 1130.

Spaceport Florida Authority is not obligated to issue any contracts as a result of this solicitation. However, the Spaceport Florida Authority will evaluate responses to this solicitation and qualify contractors who may received future task order contracts in the area of their qualifications.

The SPACEPORT FLORIDA AUTHORITY reserves the right to accept or reject any and all responses in the best interest of the State.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration has released an Invitation to Negotiate (ITN) for the Specialized Intermediate Care Facility for the Developmentally Disabled Services Program. This Invitation to Negotiate (ITN) seeks proposals from qualified offerors to provide specialized ICF/DD services to persons with developmental disabilities with limited or minimal needs under the terms of a selective contracting waiver authorized under Section 1915(b)(4) of the Social Security Act. Qualified offerors are organizations that own and operate licensed and certified ICFs/DD within the State of Florida. The anticipated contract date is June 1, 2000.

REQUESTS FOR INFORMATION AND COMMENTS REGARDING THE INVITATION TO NEGOTIATE FOR THE SPECIALIZED ICF/DD PROGRAM SHOULD BE MADE IN WRITING TO: Nicola Moulton, Medicaid Program Development, P. O. Box 12600, Mail Stop 20, Tallahassee, Florida, 32317-2600, (850)487-2618.

A copy of the selective contracting waiver and Invitation to Negotiate for Specialized ICF/DD services is available upon request, pursuant and subject to the provisions of Chapter 119, Florida Statutes, regarding Public Records.

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE TO PROFESSIONAL CONSULTANTS PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES FOR CONTINUING AREA CONTRACTS AREA 6, CIVIL, WATER & SEWER SERVICES

The State of Florida, Department of Management Services requests qualifications from firms to provide services as stated in Area 6, counties of Charlotte, Collier, De Soto, Glades, Hendry, Highlands, Lee, Okeechobee and other counties as may be determined necessary by the owner. The firm selected under this Continuing Area Contract will be responsible for assigned projects having estimated construction costs and study fees not exceeding the threshold amounts of \$500,000 (construction) and \$25,000 (fees) respectively, provided for in section 287.055, Florida Statutes. This will be a multiple award contract for an initial period of one year with an option to renew for two additional one-year periods.

RESPONSE DUE DATE: June 1, 2000, 5:00 p.m. local time
Applications are to be sent to: Mrs. Carole Nichols, Department of Management Services, Division of Building Construction, 4030 Esplanade Way, Suite 335Q, Tallahassee, Florida 32399-0950, telephone (850)487-2824, E-mail: nicholc@dms.state.fl.us

DATE AND LOCATION OF SHORTLIST: June 8, 2000, Department of Management Services, Division of Building Construction, 4508 Oak Fair Boulevard, Suite 200, Tampa, Florida 33610

DATE AND LOCATION OF INTERVIEWS: June 22, 2000, Department of Management Services, Division of Building Construction, 4508 Oak Fair Boulevard, Suite 200, Tampa, Florida 33610

Any changes to the above dates will be published on our web site, <http://fcn.state.fl.us/dms/dbc/opportun/index.html>

INSTRUCTIONS

Firms interested in being considered for this project must submit four (4) copies of their application with a table of contents and tabbed sections containing the following information:

1. Letter of interest which indicates the firm's qualifications, related experience, the firm's abilities to do the work and other pertinent data.
2. Professional Qualifications Supplement (PQS) Form DBC5112.
3. A copy of the firms current Florida Professional Registration License Renewal.
4. For Corporations only: If the firm offering services is a corporation, it must be properly chartered with the Department of State to operate in Florida and must provide a copy of the firm's current Florida Corporate Charter.
5. Completed SF-254.
6. Completed SF-255.

Please include one stamped, self-addressed envelope for notice of selection results. Firms must be properly registered at the time of application to practice their profession in the State of Florida. Representative samples of related work may be submitted in a separate binder. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. All information received will be maintained with the project file and will not be returned. Applicants are advised that plans and specifications for A/E projects may be reused.

Selections will be made in accordance with Chapter 287.055, Florida Statutes. The selected firms will be given official notice of selection results by Fax and/or mail. Any protests of the selection must be made within 72 hours of the date of receipt. The selection results will also be published in the "Florida Administrative Weekly" and on our web site.

NOTICE TO PROFESSIONAL CONSULTANTS PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES FOR CONTINUING AREA CONTRACTS AREA 7, CIVIL, WATER & SEWER SERVICES

The State of Florida, Department of Management Services requests qualifications from firms to provide services as stated in Area 7, counties of Broward, Dade, Martin, Monroe, Palm

Beach, St. Lucie and other counties as may be determined necessary by the owner. The firm selected under this Continuing Area Contract will be responsible for assigned projects having estimated construction costs and study fees not exceeding the threshold amounts of \$500,000 (construction) and \$25,000 (fees) respectively, provided for in section 287.055, Florida Statutes. This will be a multiple award contract for an initial period of one year with an option to renew for two additional one-year periods.

RESPONSE DUE DATE: June 1, 2000, 5:00 p.m. local time

Applications are to be sent to: Mrs. Carole Nichols, Department of Management Services, Division of Building Construction, 4030 Esplanade Way, Suite 335Q, Tallahassee, Florida 32399-0950, telephone (850)487-2824, E-mail: nicholc@dms.state.fl.us

DATE AND LOCATION OF SHORTLIST: June 8, 2000, Department of Management Services, Division of Building Construction, 4508 Oak Fair Boulevard, Suite 200, Tampa, Florida 33610

DATE AND LOCATION OF INTERVIEWS: June 22, 2000, Department of Management Services, Division of Building Construction, 4508 Oak Fair Boulevard, Suite 200, Tampa, Florida 33610

Any changes to the above dates will be published on our web site, <http://fcn.state.fl.us/dms/dbc/opportun/index.html>

INSTRUCTIONS

Firms interested in being considered for this project must submit four (4) copies of their application with a table of contents and tabbed sections containing the following information:

1. Letter of interest which indicates the firm's qualifications, related experience, the firm's abilities to do the work and other pertinent data.
2. Professional Qualifications Supplement (PQS) Form DBC5112.
3. A copy of the firm's current Florida Professional Registration License Renewal.
4. For Corporations only: If the firm offering services is a corporation, it must be properly chartered with the Department of State to operate in Florida and must provide a copy of the firm's current Florida Corporate Charter.
5. Completed SF-254.
6. Completed SF-255.

Please include one stamped, self-addressed envelope for notice of selection results. Firms must be properly registered at the time of application to practice their profession in the State of Florida. Representative samples of related work may be submitted in a separate binder. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. All information received will be maintained with the project file and will not be returned. Applicants are advised that plans and specifications for A/E projects may be reused.

Selections will be made in accordance with Chapter 287.055, Florida Statutes. The selected firms will be given official notice of selection results by Fax and/or mail. Any protests of the selection must be made within 72 hours of the date of receipt. The selection results will also be published in the "Florida Administrative Weekly" and on our web site.

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. 44th Avenue and N. W. 36th 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: Changed from May 11, 2000 to May 25, 2000 Department of Management Services, 4508 Oak Fair Blvd., Suite 200, Tampa, FL 33610

DATE AND LOCATION FOR INTERVIEWS: Changed from May 18, 2000 to June 1, 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 CHILDREN AND FAMILY SERVICES

Invitation to Negotiate
ITN-00-MH006

The Department of Children and Family Services, Mental Health Program Office is pursuing Joint Commission on Accreditation of Healthcare Organizations (JCAHO) accreditation for all of our state mental health treatment facilities. Four of the seven state facilities are currently not accredited. The mental health program office is seeking assistance in a review of physical plant standards and life safety code issues in the four non-accredited facilities and an analysis of costs to correct cited deficiencies.

The department is seeking qualified applicants to provide technical assistance and consultation on the accreditation of four of our state mental health treatment facilities. Architectural and engineering services are to be part of the technical assistance team. Copies of the Invitation to Negotiate, form PUR 7105 and proposals should be received by:

Linda Henshaw
Mental Health Program Office
1317 Winewood Blvd., Bldg. 6, Room 227
Tallahassee, FL 32399-0700
Phone (850)921-5724

The last day to submit inquiries is Monday, May 15, 2000. Linda Henshaw must receive an original and six copies of the completed application at the above address by 1:00 p.m. (EDT) on June 2, 2000. Failure to sign the PUR 7105 will automatically disqualify an applicant from further consideration as a qualified applicant. The Department reserves the right to reject any and all applications. Certified Minority Business Enterprises are encouraged to participate.

GAINESVILLE-ALACHUA COUNTY REGIONAL AIRPORT AUTHORITY

INVITATION TO BID
CONSTRUCT GROUP III
AIRCRAFT STORAGE HANGAR
BID #00-008

The Gainesville-Alachua County Regional Airport Authority (GACRAA) is soliciting sealed bids for Construct Group III Aircraft Storage Hangar. The bid documents and technical specifications will be available beginning 24 April 2000 at the Gainesville Regional Airport's Administration office, 3880 N. E. 39th Avenue, Gainesville, Florida 32609.

The scope of the project includes: Base Bid – Group III Hangar Building and Site Work; Bid Alternate #1 – Hangar Floor Coating. All bids submitted shall be effective for 90 days. Bids must be signed by an authorized official, enclosed in a sealed envelope or package and mailed or delivered to: Airport Engineer, Gainesville Regional Airport, 3880 N. E. 39th Avenue, Suite A, Gainesville, Florida 32609. Bids received after 3:00 p.m. 24 May 2000 will not be considered. A non-mandatory probed conference will be held on 11 May 2000, 9:00 a.m. EDST at the Gainesville Regional Airport's General Aviation Terminal, Flightline Gainesville, 4701 N. E. 40th Terrace, Gainesville, Florida.

GACRAA reserves the right to reject any or all bids received in response to this Invitation to bid as determined to be in the best interest of the Airport.

For additional information, contact Craig Hedgecock, (352)373-0249.

WAGES COALITION OF HILLSBOROUGH COUNTY

REQUEST FOR PROPOSALS

POSITION: Administrative Entity for WAGES Coalition of Hillsborough County

CONTACT: Salem, Saxon & Nielsen, P.A., c/o Astrid Guardado, Esq., 101 East Kennedy Boulevard, Suite 3200, Tampa, Florida 33602, Phone (813)222-3237, Fax (813)221-8811

REQUEST FOR PROPOSAL RELEASE: April 28, 2000

PROPOSALS DUE: May 30, 2000, 3:00 p.m. local time, 101 East Kennedy Boulevard, Suite 3200, Tampa, Florida 33602

PUBLIC OPENING OF PROPOSALS: May 30, 2000, 4:00 p.m. local time, 101 East Kennedy Boulevard, Suite 3200, Tampa, Florida 33602

This Request for Proposals solicits competitive proposals to hire an Administrative Entity which will provide fiscal and administrative services to the WAGES Coalition beginning July 1, 2000. The contract which may result will be effective for the period beginning July 1, 2000 and ending June 30, 2001. At the sole discretion of the WAGES Coalition of Hillsborough County, the contract may be extended, subject to the same terms and conditions for up to 2 one-year periods.

The contract awarded through this RFP will be fixed-unit price. Total compensation will be approximately 7-10% of the funds allocated to the WAGES Coalition for the fiscal year 2000-2001.

This is a solicitation notice. All interested parties shall contact the person listed above to request a copy of the Request for Proposal. Ten (10) copies of the proposal, one of which must contain original signatures in blue ink, must be submitted in sealed packages by the deadline stated above. Proposals which for any reason are not so delivered will not be considered. The WAGES Coalition reserves the right to reject any or all proposals.

HILLSBOROUGH COUNTY AVIATION AUTHORITY

NOTICE TO DESIGN-BUILD FIRMS

The Hillsborough County Aviation Authority hereby requests, pursuant to the Consultants Competitive Negotiation Act, Florida Statutes 287.055, Letters of Interest from Design-Build firms desiring to render Design-Build Services for the following project at Tampa International Airport, Tampa, Florida:

DESIGN AND CONSTRUCTION OF NEW AIRSIDE TERMINAL BUILDING "E" AND RELATED WORK

Services to be furnished shall include, but not be limited to, all architectural design and all engineering related to structural, mechanical, plumbing, fire protection, electrical, electronic and information technology systems; architectural/engineering services during construction; construction by a qualified contractor; and related surveys and testing. Professional services will also be required by an acoustical engineer, a registered illumination engineer and a registered landscape architect specializing in exterior landscape design. A more detailed scope of services will be included in the formal Request for Qualifications.

Qualified Design-Build firms desiring considerations for this Project must give written notifications in the form of a Letter of Interest to:

William J. Connors, Jr.
Senior Director of Planning and Design
Hillsborough County Aviation Authority
Post Office Box 22287
Tampa, FL 33622

Interested parties may inquire as to project descriptions, details and required data submission to William J. Connors, Jr., Senior Director of Planning and Design, telephone number (813)870-8704. **ONLY A LETTER EXPRESSING INTEREST IN RECEIVING THE FORMAL REQUEST FOR QUALIFICATIONS IS REQUIRED AT THIS TIME.** Subsequent to receiving Letters of Interest, a Request for Qualifications will be sent to all respondents and adequate response time set forth in that package.

A MANDATORY Pre-Qualification Conference will be held Wednesday, May 24, 2000, 10:00 a.m., local time, in the Tampa Airport Marriott Hotel, Tampa International Airport. Details of this conference will be included in the Request for Qualifications.

Replies to this Notice must be received at or before 5:00 p.m., local time, Monday, May 15, 2000.

HILLSBOROUGH COUNTY AVIATION AUTHORITY

By: /s/ Louis E. Miller

Louis E. Miller, Executive Director

**Section XII
Miscellaneous**

DEPARTMENT OF BANKING AND FINANCE

N RE:

INVESTORS ASSET MANAGEMENT, INC.

Administrative Proceeding

No. 2947-S-3/00

Robert M. Shydo

Respondent.

NOTICE OF INTENT TO ENTER A FINAL ORDER APPROVING RECOVERY FROM THE SECURITIES GUARANTY FUND AND NOTICE OF RIGHTS

The State of Florida Department of Banking and Finance, Division of Securities and Investor Protection (the "Department"), being authorized and directed to administer and to accept and pay claims against the Securities Guaranty Fund (the "Fund"), codified in Sections 517.131 and 517.141, Florida Statutes, does hereby give Notice of its intention to enter a Final Order approving the application of Robert M. Shydo ("Claimant" and "Shydo") for payment from the Fund for violations of the Florida Securities and Investor Protection Act by Respondent Investors Asset Management, Inc.

The Securities Guaranty Fund is disbursed as provided in Section 517.141, Florida Statutes, to a person who is adjudged by a court of competent jurisdiction to have suffered monetary damages as a result of a dealer, investment advisor or associated person having violated Sections 517.07 or 517.301, Florida Statutes.

STATEMENT OF FACTS

1. Under the provisions of the Florida Securities and Investor Protection Act (the "Act"), the Department is charged with the responsibility and duty of administering the fund, which includes the duty to approve or deny applications for payment from the Fund, as set forth in Section 517.141(3)(a), Florida Statutes.
2. At all times material hereto, Investors Asset Management, Inc., ("IAM") was registered pursuant to Chapter 517, Florida Statutes (CRD No. 7968).

3. On or about March 3, 2000, the Department received a letter from Philip J. Snyderburn, Attorney for the Claimant. The letter provided notice to the Department that Shydo was making a claim against the Securities Guaranty Fund for acts committed by IAM. With the letter Snyderburn provided:

- a. A copy of NASD Arbitration Award No. 94-2209 dated March 18, 1996, in which Shydo was awarded \$20,000 in compensatory damages by the arbitration panel;
- b. A copy of the Final Judgment from the Circuit Court of the Eighteenth Judicial Circuit in and for Seminole County, Florida, Case No. 96-1650CA-16-W, confirming the arbitration award; and
- c. A copy of the Writ of Execution issued upon the Final Judgement in Case No. 96-1560-CA-16-W.

4. On March 27, 2000, the Department received a letter from Snyderburn. With the letter Snyderburn provided:

- a. An affidavit signed by Philip J. Snyderburn stating that he has made all reasonable searches and inquiries to ascertain whether IAM possesses any real or personal property that is liable to be levied upon in satisfaction of the judgment and upon these searches, he has been unable to locate any such property;
- b. A copy of the Writ of Execution issued upon the Final Judgment in Case No. 96-1650-CA-16-W and the Return of Service from the Leon County Sheriff's Office indicating the docketing and indexing of the Writ; and
- c. A copy of the Statement of Claim filed in NASD Arbitration No. 94-02209, alleging that IAM made misstatements and omissions of material facts in connection with the sale of limited partnership interests in violation of Section 517.301, Florida Statutes.

CONCLUSIONS OF LAW

5. The requirements for perfecting a claim to the Fund are found in Sections 517.131 and 517.141, Florida Statutes.

6. Based upon the foregoing Statement of Facts, the Department concludes that Shydo has satisfied the requirements in Section 517.131, Florida Statutes, in that:

- a. Shydo has been adjudged by the Circuit Court of the Eighteenth Judicial Circuit, In and for Seminole County, Florida, to have suffered monetary damages in the amount of \$20,000 as the result of IAM's violations of Section 517.301, Florida Statutes.
- b. Shydo has attempted to collect from the judgement debtor, but he has not recovered any amount from the Respondent or any other source in satisfaction of these damages;
- c. At all times material hereto, Respondent IAM was licensed under Chapter 517, Florida Statutes; and
- d. The act for which Shydo seeks recovery occurred after January 1, 1979.

7. Shydo is limited to recovering the amount equal to the unsatisfied portion of his judgment or \$10,000, whichever is less, as set forth in Section 517.141(1), Florida Statutes.

8. The total claims may not exceed \$100,000, and all claims will be prorated based upon the ratio that the person's claim bears to the total claims filed, as set forth in Section 517.141(2), Florida Statutes.

9. Section 517.141(3), Florida Statutes, provides that no payment from the Fund shall be made until 2 years after the first claim has been determined by the Department to be eligible for payment from the Fund. This subsection further provides that any additional claims or potential claims filed with or approved by the Department during the two year period shall also be considered by the Department and provision made for further prorations concerning such additional claims, if any, two years hence.

10. It is the conclusion of the Department that no payment shall be made in connection with Shydo's claim until two years from the date of the first Final Order regarding Respondent IAM.

PROPOSED FINAL ORDER

Upon due consideration of the factual statement set forth above and the law applicable thereto, NOTICE is hereby given that the Department intends to and will issue a Final Order substantially as follows, subject only to the Notice of Rights attached hereto and made a part hereof:

1. The Department hereby approves the claim Robert M. Shydo;
2. No payment from the Fund shall be made until two years from the date of entry of this first Final Order regarding Investors Asset Management, Inc.;
3. Upon expiration of such period, provided that no further claims are duly received or approved by final order by the Department alleging violations of the Act by Investors Asset Management, Inc., and subject to further proration and limitation as may be required by section 517.141(3) and (4), Florida Statutes, the Department shall pay an amount of up to \$10,000.00 from the Fund to Robert M. Shydo; and
4. Robert M. Shydo shall assign any right, title, and interest in the debt to the Department to the extent of and prior to any payment by the Department from the Fund.

NOTICE OF RIGHTS

Notice is hereby given that Respondent may request a hearing on the Notice of Intent to enter a Final Order Approving Recovery from the Securities Guaranty Fund to be conducted in accordance with the provisions of Section 120.57, Florida Statutes. Requests for such a hearing must comply with the provisions of Florida Administrative Code 28-106.201 and must be filed with:

Clerk
Office of the Comptroller
Department of Banking and Finance
Legal Section
101 East Gaines Street
The Fletcher Building, Room 526
Tallahassee, Florida 32399-0350

within twenty-one (21) days after Respondent receives a copy of this Notice of Intent to enter a Final Order Approving Recovery from the Securities Guaranty Fund and Notice of Rights, otherwise Respondent shall be deemed to have waived all rights to such hearing. Should Respondent request such a hearing, it is further advised that at such hearing it will have the right to offer testimony, either written or oral; to call and cross-examine witnesses; and to have subpoena and subpoenas duces tecum issued on its behalf.

/s/ _____
Thomas Cibula
Assistant General Counsel
Office of the Comptroller
101 East Gaines Street
The Fletcher Building, Suite 526
Tallahassee, Florida 32399-0350
(850)410-9896

DEPARTMENT OF INSURANCE

DEPARTMENT OF INSURANCE
OFFICE OF THE TREASURER
BUREAU OF COLLATERAL SECURITIES
PUBLIC DEPOSITS SECTION

FOR PUBLIC DEPOSITORS TO RECEIVE THE PROTECTION FROM LOSS PROVIDED IN CHAPTER 280, FLORIDA STATUTES, THEY SHALL COMPLY WITH THE FOLLOWING ON EACH PUBLIC DEPOSIT ACCOUNT IN ADDITION TO ANY OTHER REQUIREMENTS SPECIFIED IN CHAPTER 280: (1) EXECUTE THE PUBLIC DEPOSIT IDENTIFICATION AND ACKNOWLEDGMENT FORM DI4-1295 WITH THE QUALIFIED PUBLIC DEPOSITORY (QPD), MAINTAIN IT AS A VALUABLE RECORD AND CONFIRM THE ACCOUNT ANNUALLY; (2) EXECUTE A REPLACEMENT FORM DI4-1295 WHEN THERE IS A MERGER, ACQUISITION, NAME CHANGE, OR OTHER EVENT WHICH CHANGES THE ACCOUNT NAME, ACCOUNT NUMBER OR NAME OF THE QPD.

THE FOLLOWING QPDS ARE AUTHORIZED TO HOLD PUBLIC DEPOSITS. THEY ARE LISTED UNDER THE STATE OF HOME OFFICE LOCATION. ONLY FLORIDA BRANCHES OF THESE INSTITUTIONS ARE ALLOWED TO HOLD FLORIDA PUBLIC DEPOSIT ACCOUNTS. **INSTITUTIONS MARKED WITH AN ASTERISK HAVE LIMITED THE AMOUNT OF PUBLIC DEPOSITS THEY WILL ADMINISTER AND ARE NOT ACCEPTING NEW PUBLIC DEPOSIT ACCOUNTS.** DEPOSITORIES WITHDRAWING FROM THE PROGRAM

HAVE A STATED EFFECTIVE DATE OF WITHDRAWAL BESIDE THE NAMES AND SHALL NOT RECEIVE OR RETAIN PUBLIC DEPOSITS AFTER THE DATE LISTED.

ALABAMA

BIRMINGHAM
AMSOUTH BANK
COMPASS BANK
REGIONS BANK
SOUTHTRUST BANK, N.A.

MONTGOMERY
COLONIAL BANK

CALIFORNIA

SAN FRANCISCO
CITIBANK, F.S.B.

FLORIDA

ALACHUA
FIRST NATIONAL BANK OF ALACHUA

APALACHICOLA
APALACHICOLA STATE BANK

ARCADIA
FIRST STATE BANK OF ARCADIA

AVENTURA
TURNBERRY BANK

BARTOW
CITRUS & CHEMICAL BANK
COMMUNITY NATIONAL BANK AT BARTOW

BELLE GLADE
BANK OF BELLE GLADE

BONIFAY
BANK OF BONIFAY

BRADENTON
AMERICAN BANK OF BRADENTON
FIRST BRADENTON BANK
FIRST NATIONAL BANK & TRUST

BRANDON
PLATINUM BANK

BRISTOL
C & L BANK

BROOKSVILLE
HERNANDO COUNTY BANK

CANTONMENT
CITIZENS & PEOPLES BANK, N.A.

CAPE CORAL
CAPE CORAL NATIONAL BANK
*RIVERSIDE BANK OF THE GULF COAST

CARRABELLE
GULF STATE COMMUNITY BANK

CHIEFLAND
DRUMMOND COMMUNITY BANK

CLEARWATER
FIRST NATIONAL BANK OF FLORIDA
INTERVEST BANK

CLEWISTON
FIRST BANK OF CLEWISTON
FIRST FEDERAL SAVINGS BANK OF THE GLADES

COOPER CITY
FIRST WESTERN BANK

CORAL GABLES
BANKUNITED SAVINGS BANK
GIBRALTAR BANK, F.S.B.
METRO BANK OF DADE COUNTY
UNIBANK

CRAWFORDVILLE
CITIZENS BANK OF WAKULLA
WAKULLA BANK

CRESTVIEW
FIRST NATIONAL BANK OF CRESTVIEW

CRYSTAL RIVER
CRYSTAL RIVER BANK

DADE CITY
FIRST NATIONAL BANK OF PASCO

DAVIE
REGENT BANK

DESTIN
DESTIN BANK

DUNNELLON
DUNNELLON STATE BANK

ENGLEWOOD
ENGLEWOOD BANK
PENINSULA BANK

FERNANDINA BEACH
FIRST COAST COMMUNITY BANK

FORT LAUDERDALE
BANKATLANTIC, F.S.B.
EQUITABLE BANK
GATEWAY AMERICAN BANK OF FLORIDA
LANDMARK BANK, N.A.
SUNNILAND BANK

FORT MYERS
EDISON NATIONAL BANK

FORT PIERCE
HARBOR FEDERAL SAVINGS BANK
RIVERSIDE NATIONAL BANK OF FLORIDA

FORT WALTON BEACH
FIRST CITY BANK OF FLORIDA
FIRST NATIONAL BANK & TRUST

FROSTPROOF
CITIZENS BANK OF FROSTPROOF

GAINESVILLE
MERCHANTS & SOUTHERN BANK

GRACEVILLE
BANK OF JACKSON COUNTY
PEOPLES BANK OF GRACEVILLE

GROVELAND
PEOPLES STATE BANK OF GROVELAND

HAINES CITY

FIRST NATIONAL BANK OF POLK COUNTY

HALLANDALE

DESJARDINS FEDERAL SAVINGS BANK

HOMESTEAD

COMMUNITY BANK OF FLORIDA
FIRST NATIONAL BANK OF HOMESTEAD

HOMOSASSA SPRINGS

HOMOSASSA SPRINGS BANK

IMMOKALEE

FLORIDA COMMUNITY BANK

INDIANTOWN

FIRST BANK OF INDIANTOWN

INVERNESS

BANK OF INVERNESS

JACKSONVILLE

MARINE NATIONAL BANK OF JACKSONVILLE

KEY LARGO

TIB BANK OF THE KEYS

KEY WEST

FIRST STATE BANK OF THE FLORIDA KEYS

KISSIMMEE

FIRST NATIONAL BANK OF OSCEOLA COUNTY

LADY LAKE

CITIZENS FIRST BANK

LAKE CITY

CNB NATIONAL BANK
COLUMBIA COUNTY BANK
PEOPLES STATE BANK

LAKELAND

FLORIDAFIRST BANK

LAKE MARY

COMMUNITY NATIONAL BANK OF MID FLORIDA

LAKE WALES

AMERICAN BANK & TRUST OF POLK COUNTY

LAUDERHILL

UNION BANK OF FLORIDA

LEESBURG

FIRST FEDERAL SAVINGS BANK OF LAKE COUNTY

LIVE OAK

FIRST FEDERAL SAVINGS BANK OF FLORIDA

LONGWOOD

LIBERTY NATIONAL BANK

MADISON

MADISON COUNTY COMMUNITY BANK

MALONE

PCB, THE COMMUNITY BANK

MARATHON

FIRST NATIONAL BANK OF THE FLORIDA KEYS
MARINE BANK OF THE FLORIDA KEYS

MARCO ISLAND

CITIZENS COMMUNITY BANK OF FLORIDA

MAYO

LAFAYETTE COUNTY STATE BANK

MELBOURNE

BANK BREVARD

MIAMI

BAC FLORIDA BANK
CITY NATIONAL BANK OF FLORIDA
COCONUT GROVE BANK
COMMERCIAL BANK OF FLORIDA
*CONTINENTAL NATIONAL BANK OF MIAMI
EAGLE NATIONAL BANK OF MIAMI
*EASTERN NATIONAL BANK
ESPIRITO SANTO BANK OF FLORIDA
EXECUTIVE NATIONAL BANK
GULF BANK
HAMILTON BANK, N.A.
HEMISPHERE NATIONAL BANK
INTERAMERICAN BANK, F.S.B.
*INTERCREDIT BANK, N.A.
INTERNATIONAL BANK OF MIAMI, N.A.
INTERNATIONAL FINANCE BANK
MELLON UNITED NATIONAL BANK
NORTHERN TRUST BANK OF FLORIDA, N.A.

OCEAN BANK
SOFISA BANK OF FLORIDA
TOTALBANK
TRANSATLANTIC BANK

MILTON

FIRST NATIONAL BANK OF FLORIDA

MONTICELLO

FARMERS & MERCHANTS BANK

MOUNT DORA

FIRST NATIONAL BANK OF MOUNT DORA

NAPLES

COMMUNITY BANK OF NAPLES, N.A.
FIFTH THIRD BANK, FLORIDA
FIRST NATIONAL BANK OF NAPLES
GULF COAST NATIONAL BANK

NICEVILLE

PEOPLES NATIONAL BANK OF NICEVILLE

NORTH LAUDERDALE

*SECURITY BANK, N.A.

NORTH MIAMI

KISLAK NATIONAL BANK

NORTH PALM BEACH

COMMUNITY SAVINGS, F.A.
PALM BEACH NATIONAL BANK & TRUST COMPANY

OAKLAND PARK

AMERICAN NATIONAL BANK

OCALA

FLORIDA CITIZENS BANK

OKEECHOBEE

BIG LAKE NATIONAL BANK

ORANGE CITY

FIRST COMMUNITY BANK

ORANGE PARK

CLAY COUNTY BANK

ORLANDO

BANK OF CENTRAL FLORIDA
CENTURY NATIONAL BANK
CITRUS BANK
SOUTHERN COMMUNITY BANK

OVIEDO

CITIZENS BANK OF OVIEDO

PAHOKEE

FIRST COMMUNITY BANK OF PALM BEACH COUNTY

PALATKA

FIRST FEDERAL BANK OF NORTH FLORIDA
PUTNAM STATE BANK

PALM BEACH

BANKERS TRUST FLORIDA, N.A.

PALM BEACH GARDENS

ADMIRALTY BANK

PALM COAST

CYPRESS BANK

PALM HARBOR

FLORIDA BANK OF COMMERCE
PEOPLES BANK

PANAMA CITY

BAY BANK & TRUST COMPANY
FIRST NATIONAL BANK NORTHWEST FLORIDA
PEOPLES FIRST COMMUNITY BANK

PANAMA CITY BEACH

EMERALD COAST BANK

PEMBROKE PINES

POINTE BANK

PENSACOLA

BANK OF PENSACOLA
BANK OF THE SOUTH
FIRST AMERICAN BANK OF PENSACOLA, N.A.

PERRY

CITIZENS BANK OF PERRY

PORT CHARLOTTE

CHARLOTTE STATE BANK 02/28/00

PORT ST. JOE

CITIZENS FEDERAL SAVINGS BANK OF PORT ST. JOE

QUINCY

QUINCY STATE BANK

ST. AUGUSTINE

BANK OF ST. AUGUSTINE
PROSPERITY BANK

ST. CLOUD

PUBLIC BANK

ST. PETERSBURG

MERCANTILE BANK
REPUBLIC BANK
UNITED BANK & TRUST COMPANY

SANTA ROSA BEACH

FIRST AMERICAN BANK OF WALTON COUNTY

SARASOTA

PROVIDENT BANK OF FLORIDA
WEST COAST GUARANTY BANK, N.A.

SEBRING

HIGHLANDS INDEPENDENT BANK

SOUTH MIAMI

FIRST NATIONAL BANK OF SOUTH MIAMI

STARKE

COMMUNITY STATE BANK OF STARKE

STUART

FIRST NATIONAL BANK & TRUST OF THE TREASURE
COAST
GULFSTREAM BUSINESS BANK

TALLAHASSEE

CAPITAL CITY BANK
FIRST BANK
FIRST SOUTH BANK
TALLAHASSEE STATE BANK

TAMPA

FIRST CITRUS BANK
FLORIDA BANK, N.A.
SOUTHERN EXCHANGE BANK

TRENTON

TRI-COUNTY BANK

UMATILLA

UNITED SOUTHERN BANK

VALPARAISO

VANGUARD BANK & TRUST COMPANY

VERO BEACH

INDIAN RIVER NATIONAL BANK

WAUCHULA

FIRST NATIONAL BANK OF WAUCHULA
WAUCHULA STATE BANK

WEST PALM BEACH

FIDELITY FEDERAL SAVINGS BANK OF FLORIDA
GRAND BANK OF FLORIDA
REPUBLIC SECURITY BANK

WEWAHITCHKA

WEWAHITCHKA STATE BANK

WILLISTON

PERKINS STATE BANK

WINTER PARK

NATIONAL BANK OF COMMERCE

ZEPHYRHILLS

COMMUNITY NATIONAL BANK OF PASCO COUNTY

GEORGIA

ATLANTA

SUNTRUST BANK

DARIEN

SOUTHEASTERN BANK

LOUISIANA

NEW ORLEANS

WHITNEY NATIONAL BANK

MASSACHUSETTS

BOSTON

BOSTON BANK OF COMMERCE

BRANCHES OF THIS QPD CONDUCT BUSINESS IN FLORIDA UNDER THE NAME PEOPLES BANK OF COMMERCE

MINNESOTA

EDINA

INTER SAVINGS BANK, F.S.B.

NORTH CAROLINA

CHARLOTTE

BANK OF AMERICA, N.A.

FIRST UNION NATIONAL BANK

WINSTON-SALEM

WACHOVIA BANK, N.A.

OHIO

COLUMBUS

HUNTINGTON NATIONAL BANK

TENNESSEE

MEMPHIS

UNION PLANTERS BANK, N.A.

THE FOLLOWING IS A LIST OF INSTITUTIONS THAT HAD A CHANGE SINCE THE LAST PUBLICATION OF THIS REPORT.

COLUMBIA BANK

TAMPA

COLUMBIA BANK CHANGED ITS NAME TO SOUTHERN EXCHANGE BANK (TAMPA).

EUROBANK

BOCA RATON

WITHDRAWN FROM PROGRAM EFFECTIVE 02/28/00.

FIRST NORTHWEST FLORIDA BANK

FORT WALTON BEACH

MERGED INTO FIRST NATIONAL BANK NORTHWEST FLORIDA (PANAMA CITY).

SAFRA NATIONAL BANK OF NEW YORK

NEW YORK CITY

SAFRA NATIONAL BANK OF NEW YORK AUTOMATICALLY BECAME A QPD FOR 30 DAYS AFTER ACQUIRING THE ASSETS OF SKYLAKE STATE BANK (NORTH MIAMI BEACH). SAFRA, HOWEVER, DECIDED TO NOT TO REMAIN IN THE PROGRAM. SAFRA NATIONAL BANK OF NEW YORK IS NO LONGER A QPD.

VILLAGE BANC OF NAPLES

NAPLES

WITHDRAWN FROM PROGRAM EFFECTIVE 02/28/00.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, American Suzuki Motor Corporation, intends to allow the establishment of Humac, L.L.C., dba McGee Bander Suzuki and Budget Car & Truck Sales, as a dealership for the sale of Suzuki Motor Vehicle Products at 6400 Pensacola Blvd., Pensacola (Escambia County), Florida 32505, on or after April 30, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Humac L.L.C. dba McGee Bander Suzuki and Budget Car & Truck Sales are: dealer operator: Michael O. Bander, 6321 N. W. 61st Avenue, Parkland, FL. 33067; principal investor(s): Richard W. McGee, 17514 Riverside Drive, Lakewood, OH 44107 and Phillip Zelinger, 1345 Park Avenue, Boca Raton, FL 33486.

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: Alexander J. Larkin, National Dealer Development Manager, American Suzuki Motor Corporation, 3251 E. Imperial Highway, P. O. Box 1100, Brea, CA 92822-1100.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Indian Motorcycle, intends to allow the establishment of Indian Motorcycle Miami, as a dealership for the sale of Indian Motorcycles, at 18975 N. W. 2nd Avenue, Miami (Dade County), Florida 33169, on or after April 19, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Indian Motorcycle Miami are: dealer operator: Bobby Maione, 8343 South Elizabeth Ave, Palm Beach Gardens, Florida 33418 and George Albrecht, 180 Beaon Street, Boston, MA 02116; principal investor(s): Bobby

Maione, 8343 South Elizabeth Ave., Palm Beach Gardens, FL 33418 and George Albrecht, 180 Beacon St., Boston, MA 02116.

The notice indicates an intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Mr. Steve Vencill, Director of Dealer Development, Indian Motorcycle, 200 East Tenth St., Gilroy, California, USA 95020.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

WATER MANAGEMENT DISTRICTS

Notice of Approval of SWIM Plan

NOTICE IS HEREBY GIVEN that the Governing Board of the Southwest Florida Water Management District has approved the Surface Water Improvement and Management (SWIM) Plan for Lake Panasoffkee, Florida. Pursuant to Section 373.456, Florida Statutes, the Governing Board approved the plan on March 28, 2000, and forwarded the plan to the Florida Department of Environmental Protection for review. The Department of Environmental Protection determined the plan to be consistent with State Water Policy and the State Comprehensive Plan on April 5, 2000. Pursuant to Section 373.456(4), Florida Statutes, this plan becomes effective and shall constitute final agency action of the Governing Board on the date of publication of this notice. This plan is subject to review pursuant to Section 373.114, Florida Statutes.

A copy of the plan is available at the Southwest Florida Water Management District's SWIM Section, 7601 Highway 301, North, Tampa, Florida 33637.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF AVAILABILITY

FLORIDA FINDING OF NO SIGNIFICANT IMPACT

The Florida Department of Environmental Protection has determined that White Spring's proposed project, construction of a new Wastewater Treatment Facilities will not have a significant adverse impact on the environment. The total project cost is estimated at \$3,250,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Finding of No Significant Impact can be obtained by writing: Troy Mullis, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

The Florida Department of Environmental Protection has determined that the improvements to the City of LaBelle's water supply, treatment, storage and pumping facilities will not adversely affect the environment. The project includes expansion of the municipal water supply well system, refurbishment of the existing filter cells and placing into service the third filter cell, construction of additional ground storage and upsizing the existing high service pumps. The total

project costs of the water system improvements are estimated at \$944,532. The project may qualify for a Drinking Water State Revolving Fund (DWSRF) loan composed of federal funds and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing: Bob Holmden, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

DEPARTMENT OF HEALTH

On, April 10, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Robert Tyler Jones, L.P.N. license number PN 1112171. JONES's last known address is 1210 East 11th Avenue, Mount Dora, Florida 32757. 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.

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

**NOTICE TO COASTAL LOCAL GOVERNMENTS
DERELICT VESSEL REMOVAL GRANTS PROGRAM**

The Florida Fish and Wildlife Conservation Commission is administering a grant program to provide funding to coastal local governments for the reimbursement of the removal of derelict vessels from coastal waters of the State. An abandoned vessel becomes a derelict only after all available means to have the rightful owner remove the vessel have failed. An investigation is conducted by the local Florida Fish and Wildlife Conservation office and can involve court orders required the removal. In many cases the attempt to identify the owner is unsuccessful and after proper notice the vessel is declared derelict. Only after this declaration, is the vessel eligible for removal under this grant program.

Applications will be accepted from May 1, 2000 through June 30, 2000. Applications must be postmarked on later than June 30, 2000 or delivered in person by 5:00 p.m. on June 30, 2000. Application packages can be obtained by writing or calling:

Ms. Wendy Huszagh
Florida Fish and Wildlife Conservation Commission
Division of Law Enforcement
620 South Meridian Street
Tallahassee, FL 32399-1600
(850)488-5600

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN April 10, 2000
 and April 14, 2000

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF EDUCATION

University of Florida

6C1-3.020	4/10/00	4/30/00	Newspaper	
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DEPARTMENT OF COMMUNITY AFFAIRS

Division of Housing and Community Development

9B-68.001	4/11/00	5/1/00	26/2	
9B-68.002	4/11/00	5/1/00	26/2	
9B-68.003	4/11/00	5/1/00	26/2	
9B-68.004	4/11/00	5/1/00	26/2	

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid Program Office

59G-4.085	4/10/00	4/30/00	26/3	
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales and Mobile Homes

61B-30.002	4/10/00	4/30/00	26/3	
61B-31.001	4/10/00	4/30/00	26/3	26/11

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

64B6-4.007	4/10/00	4/30/00	26/7	
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Board of Pharmacy

64B16-30.001	4/13/00	5/3/00	26/1	26/11
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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Board of Psychology

64B19-11.001	4/11/00	5/1/00	26/9	
64B19-13.0015	4/10/00	4/30/00	25/45	26/11

FISH AND WILDLIFE CONSERVATION COMMISSION

Fresh Water Fish and Wildlife

68A-1.004	4/10/00	7/1/00	26/8	
68A-4.004	4/10/00	7/1/00	26/8	
68A-6.0022	4/10/00	4/30/00	26/8	
68A-9.004	4/10/00	7/1/00	26/8	
68A-9.007	4/10/00	7/1/00	26/8	
68A-13.007	4/10/00	4/30/00	26/8	
68A-15.004	4/10/00	7/1/00	26/8	
68A-15.005	4/10/00	4/30/00	26/8	
68A-15.063	4/10/00	7/1/00	26/8	
68A-15.064	4/10/00	7/1/00	26/8	
68A-16.004	4/10/00	7/1/00	26/8	
68A-16.005	4/10/00	7/1/00	26/8	
68A-17.004	4/10/00	7/1/00	26/8	
68A-17.005	4/10/00	7/1/00	26/8	
68A-20.005	4/10/00	7/1/00	26/8	
68A-23.002	4/10/00	7/1/00	26/8	
68A-23.005	4/10/00	7/1/00	26/8	
68A-23.007	4/10/00	7/1/00	26/8	
68A-25.002	4/10/00	4/30/00	26/8	
68A-25.003	4/10/00	4/30/00	26/8	
68A-25.004	4/10/00	4/30/00	26/8	
68A-25.021	4/10/00	4/30/00	26/8	
68A-25.031	4/10/00	4/30/00	26/8	
68A-25.042	4/10/00	4/30/00	26/8	
68A-25.047	4/10/00	4/30/00	26/8	
68A-25.052	4/10/00	4/30/00	26/8	
68A-27.0021	4/10/00	4/30/00	26/8	