

**Section I**

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

**DEPARTMENT OF STATE**

**Division of Historical Resources**

RULE CHAPTER TITLE: Historical Museums Grants-in-Aid  
 RULE CHAPTER NO.: 1A-43

PURPOSE AND EFFECT: The purpose and effect of the proposed changes is to amend the applications incorporated into this rule and create new applications to differentiate between operational grants and program specific grants and to obtain more information for each application to streamline application review procedures.

SUBJECT AREA TO BE ADDRESSED: The Bureau of Historical Museums proposes to amend the applications incorporated into this rule and create new applications to differentiate between operational grants and program specific grants and to obtain more information for each application to streamline application review procedures.

SPECIFIC AUTHORITY: 267.031 FS.

LAW IMPLEMENTED: 267.072 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m., August 7, 2000

PLACE: R. A. Gray Building, Third Floor, Conference Room, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Joseph G. Pais, Museum Curator Supervisor, Statewide Museum Services, Bureau of Historical Museums, Division of Historical Resources, 500 South Bronough Street, Tallahassee, Florida 32399-0250, Telephone (850)487-1902

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

**DEPARTMENT OF INSURANCE**

**Division of State Fire Marshal**

RULE TITLE: Definitions; "Farm Outbuildings"  
 RULE NO.: 4A-3.009

PURPOSE AND EFFECT: The proposed rule will adopt a uniform definition for the term "farm outbuildings" as it appears in Section 633.557(1), Florida Statutes, so the public will be placed on notice of what constitutes a "farm outbuilding".

SUBJECT AREA TO BE ADDRESSED: The definition of "farm outbuilding".

SPECIFIC AUTHORITY: 633.557 FS.

LAW IMPLEMENTED: 633.557 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., August 11, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: James Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, Department of Insurance, phone (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 Yvonne White at (850)413-4214.

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

**DEPARTMENT OF EDUCATION**

**Board of Regents**

RULE TITLE: Entering Freshmen  
 RULE NO.: 6C-6.002

PURPOSE AND EFFECT: To further clarify high school coursework which may satisfy electives requirements for admission into the State University System, and to revise the SAT/ACT Concordance.

SUBJECT AREA TO BE ADDRESSED: Acceptable high school coursework; SAT/ACT scores.

SPECIFIC AUTHORITY: 240.209(1),(3)(r) FS.

LAW IMPLEMENTED: 240.209(1), 240.227(8), 240.115(4), 240.152, 240.233, 232.246 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mary-Anne Bestebreurtje, Corporate Secretary, Florida Board of Regents, 1454 Florida Education Center, Tallahassee, Florida 32399-1950

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Advanced Registered Nurse Practitioner Services  
 RULE NO.: 59G-4.010

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Advanced Registered Nurse Practitioner Coverage and

Limitations Handbook, July 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Advanced Registered Nurse Practitioner Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Advanced Registered Nurse Practitioner Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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. – 12:00 p.m., August 16, 2000

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.010 Advanced Registered Nurse Practitioner Services.

(2) All advanced registered nurse practitioner services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Advanced Registered Nurse Practitioner Coverage and Limitations Handbook, July 2000 ~~January 2000~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History–New 12-21-80, Formerly 10C-7.52, Amended 8-18-92, Formerly 10C-7.052, Amended 8-22-96, 3-11-98, 10-13-98, 6-8-99, 4-23-00.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Birth Center Services

RULE NO.: 59G-4.030

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook, July 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Birth Center Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 383.335, 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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. – 12:00 p.m., August 16, 2000

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.030 Birth Center Services.

(2) All birth center services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook, July 2000 ~~January 2000~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 383.335, 409.906, 409.908, 409.9081 FS. History–New 4-18-85, Formerly 10C-7.532, Amended 8-18-92, Formerly 10C-7.0532, Amended 4-22-96, 3-11-98, 10-13-98, 5-24-99, 4-23-00.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Chiropractic Services

RULE NO.: 59G-4.040

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, July 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Chiropractic Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Chiropractic Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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. – 12:00 p.m., August 16, 2000  
 PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Jackson, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.040 Chiropractic Services.

(2) All chiropractic services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, July 2000 ~~January 2000~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History–New 6-1-89, Amended 7-1-91, 12-31-91, 3-17-92, 4-21-92, 11-9-92, 7-5-93, 1-19-94, Formerly 10C-7.066, Amended 10-10-94, 5-25-95, 1-9-96, 10-21-97, 5-24-99, 4-23-00,\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Dental Services  
 RULE NO.: 59G-4.060  
 PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Dental Coverage and Limitations Handbook, July 2000 and the Florida Medicaid Provider Reimbursement Handbook, Dental 111, October 1999. The effect will be to incorporate by reference in the rule the current Florida Medicaid Dental Coverage and Limitations Handbook and the current Florida Medicaid Provider Reimbursement Handbook, Dental 111.  
 SUBJECT AREA TO BE ADDRESSED: Dental Services.  
 SPECIFIC AUTHORITY: 409.919 FS.  
 LAW IMPLEMENTED: 409.906, 409.908 FS.  
 IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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. – 12:00 p.m., August 16, 2000  
 PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Millard Howard, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.060 Dental Services.

(2) All dental services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Dental Coverage and Limitations Handbook, July 2000 ~~January 2000~~, and Florida Medicaid Provider Reimbursement Handbook, Dental 111, October 1999, which are incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated in 59G-5.020. All three handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. Histor–New 7-10-80, Amended 2-19-81, 10-27-81, 7-21-83, Formerly 10C-7.523, Amended 9-11-90, 11-3-92, Formerly 10C-7.0523, Amended 6-29-93, Formerly 10P-4.060, Amended 7-19-94, 7-16-96, 3-11-98, 10-13-98, 12-28-98, 6-10-99, 4-23-00,\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Optometric Services  
 RULE NO.: 59G-4.210  
 PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Optometric Services Coverage and Limitations Handbook, July 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Optometric Services Coverage and Limitations Handbook.  
 SUBJECT AREA TO BE ADDRESSED: Optometric Services.  
 SPECIFIC AUTHORITY: 409.919 FS.  
 LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.  
 IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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. – 12:00 p.m., August 16, 2000  
 PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Debra Marshall, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.210 Optometric Services.

(2) All optometry practitioners enrolled in the Medicaid program must be in compliance with the Florida Medicaid Optometric Services Coverage and Limitations Handbook, July 2000 ~~January 2000~~, which is 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, FAC. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New, 4-13-93, Amended 7-1-93, Formerly 10C-7.069, Amended 12-21-97, 10-13-98, 5-24-99, 4-23-00,\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

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

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Podiatry Services Coverage and Limitations Handbook, July 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Podiatry Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Podiatry Services.  
 SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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. – 12:00 p.m., August 16, 2000  
 PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Jackson, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.220 Podiatry Services.

(2) All podiatry providers enrolled in the Medicaid program must be in compliance with the provisions Florida Medicaid Podiatry Services Coverage and Limitations Handbook, July 2000 ~~January 2000~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 1-23-84, Amended 10-25-84, Formerly 10C-7.529, Amended 4-21-92, 11-9-92, 7-1-93, Formerly 10C-7.0529, 10P-4.220, Amended 1-7-96, 3-11-98 10-13-98, 5-24-99, 4-23-00,\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Physician Services  
 RULE NO.: 59G-4.230

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Physician Coverage and Limitations Handbook, July 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Physician Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Physician Services.  
 SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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. – 12:00 p.m., August 16, 2000  
 PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Lynne Metz, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)922-7325

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.230 Physician Services.

(2) All physician services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Physician Coverage and Limitations Handbook, July 2000 ~~January 2000~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 1-1-77, Revised 2-1-78, 4-1-78, 1-2-79, 1-1-80, Amended 2-8-82, 3-11-84, Formerly 10C-7.38, Amended 1-10-91, 11-5-92, 1-7-93, Formerly 10C-7.38, Amended 6-29-93, 9-6-93, Formerly 10P-4.230, Amended 6-13-94, 2-9-95, 3-10-96, 5-28-96, 3-18-98, 9-22-98, 8-25-99, 4-23-00,\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Physician Assistant Services  
 RULE NO.: 59G-4.231

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Physician Assistant Coverage and Limitations Handbook, July 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Physician Assistant Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Physician Assistant Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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. – 12:00 p.m., August 16, 2000

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.231 Physician Assistant Services.

(2) All physician assistant providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Physician Assistant Coverage and Limitations Handbook, July 2000 ~~January 2000~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 8-21-95, Amended 5-28-96, 3-11-98, 10-13-98, 8-9-99, 4-23-00,\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Registered Nurse First Assistant Services

RULE NO.: 59G-4.270

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Registered Nurse First Assistant Coverage and Limitations Handbook, July 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Registered Nurse First Assistant Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Registered Nurse First Assistant Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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. – 12:00 p.m., August 16, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Madeleine Obernier, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)487-3270

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.270 Registered Nurse First Assistant Services.

(2) All registered nurse first assistant services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Registered Nurse First Assistant Coverage and Limitations Handbook, July 2000 ~~January 2000~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 3-11-98, Amended 10-13-98, 5-24-99, 4-23-00,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE TITLES:	RULE NOS.:
Prelicensure Education Provider Approval Fees	61-20.5011
Prelicensure Education Requirements	61-20.504
	61-20.510

PURPOSE AND EFFECT: The Council proposes to promulgate a new rule, numbered 61-20.5011 to address preclicensure education provider approval. The Regulatory Council proposes to discuss Rule 61-20.504 to determine if changes are necessary. The Council also proposes to create a new rule, numbered 61-20.510 which will address preclicensure education requirements.

SUBJECT AREA TO BE ADDRESSED: Preclicensure education provider approval; fees; and preclicensure education requirements.

SPECIFIC AUTHORITY: 468.4315 FS.

LAW IMPLEMENTED: 455.2171, 455.219(3), (6), 455.2281, 455.271, 468.4315(2), 468.433, 468.435, 468.4337 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Julie Baker, Executive Director, Regulatory Council of Community Association Managers, 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**

**Construction Industry Licensing Board**

RULE TITLE: List of Approved Forms; Incorporation  
PURPOSE AND EFFECT: The Board proposes the development of rule amendments to incorporate new and revised forms into the rule.  
SUBJECT AREA TO BE ADDRESSED: Forms.  
SPECIFIC AUTHORITY: 489.108 FS.  
LAW IMPLEMENTED: 120.52(15), 489.108, 489.115, 489.118, 489.119, 489.1195 FS.

RULE NO.: 61G4-12.006

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THEFAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Rodney Hurst, Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Employee Leasing Companies**

RULE TITLE: Contractual Requirements  
PURPOSE AND EFFECT: The Board proposes to adopt this rule to satisfy the requirements of section 468.525(4), Florida Statutes, and set forth contractual requirements for the employee leasing company's and its assigns' to complete an annual onsite physical examination of the client to determine proper workers' compensation classifications; payroll amounts, and to allow for audits pursuant to section 440.381, Florida Statutes.  
SUBJECT AREA TO BE ADDRESSED: Contractual Requirements.  
SPECIFIC AUTHORITY: 468.522, 468.525(4) FS.  
LAW IMPLEMENTED: 468.525(4) FS.

RULE NO.: 61G7-12.001

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Anthony Spivey, Executive Director, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G7-12.001 Contractual Requirements.

In order to meet the requirements of section 468.525(4), Florida Statutes, the employee leasing company's contractual arrangement with its client must provide for the right of both the employee leasing company and its assigns to conduct an annual onsite physical examination of the client who is or was subject to an applicable employee leasing contractual relationship. The purpose of this examination is to aid in the determination of proper workers' compensation classifications of leased employees and to aid in the determination of payroll amounts paid to such leased employees. Such examination shall allow for both the employee leasing company and its assigns to conduct audits of the client to the extent set forth in section 440.381, Florida Statutes, and the rules promulgated thereto by the Department of Insurance and the Department of Labor and Employment Security.

Specific Authority 468.522, 468.525(4) FS. Law Implemented 468.525(4) FS. History--New

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Landscape Architecture**

RULE TITLE: Delinquent License Status  
PURPOSE AND EFFECT: The Board proposes to promulgate a new rule entitled "Delinquent License Status."  
SUBJECT AREA TO BE ADDRESSED: Delinquent License Status to conform to the requirements of Chapter 455, F.S.  
SPECIFIC AUTHORITY: 481.306, 481.315, 481.325, 455.271(6), 455.271(7), 455.2177 FS.

RULE NO.: 61G10-13.008

LAW IMPLEMENTED: 481.315, 481.325, 455.271(6), 455.271(7), 455.2177 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sherri Landrum, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G10-13.008 Delinquent License Status.

(1) The failure of a licensee to elect active or inactive status before the license expires shall cause the license to become delinquent.

(2) The delinquent status license must apply for active or inactive status during the biennium in which the license becomes delinquent. Failure to timely apply for active or inactive status before the expiration of the biennium during which the license became delinquent shall render the license null and void without further action by the Board or the Department.

(3) The delinquent status licensee who applies for active or inactive status shall submit a complete application on a form provided by the Department, and:

(a) pay the active status fee prescribed by Rule 61G10-12.002(1), F.A.C. or the inactive status fee prescribed by Rule 61G10-12.002(7), F.A.C., the delinquent status fee prescribed by Rule 61G10-12.002(10), F.A.C., and if applicable, the processing fee prescribed by Rule 61G10-12.002(11), F.A.C.; and

(b) demonstrate compliance with the continuing education requirements prescribed by Rule 61G-10-13.003, F.A.C., and Section 455.2177, F.S., and the rules promulgated thereunder.

(4) Pursuant to Section 481.325(1)(i), F.S., it is unlawful to practice landscape architecture with a delinquent license.

Specific Authority 481.306, 481.315, 481.325, 455.271(6), 455.271(7), 455.2177 FS. Law Implemented 481.315, 481.325, 455.271(6), 455.271(7), 455.2177 FS. History—New

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Veterinary Medicine**

RULE TITLES: RULE NOS.:

Continuing Education Requirements for	
Active Status License Renewal	61G18-16.002
Continuing Education Standards	61G18-16.003
Standards for Providers of Continuing	
Veterinary Medical Education	61G18-16.0035

PURPOSE AND EFFECT: The Board proposes to amend Rule 61G18-16.002 to update the rule text with regard to the continuing education requirements necessary for active status license renewal. The Board proposes to repeal Rule 61G18-16.003 because the rule text is no longer necessary. Rule 61G18-16.0035 is being amended to update the standards for providers of continuing veterinary medical education.

SUBJECT AREA TO BE ADDRESSED: Continuing education requirements for active status license renewal; repeal of Rule 61G18-16.003; standards for providers of continuing veterinary medical education.

SPECIFIC AUTHORITY: 474.206, 474.211, 474.212 FS.

LAW IMPLEMENTED: 474.211, 474.212 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Madeline Smith, Executive Director, Board of Veterinary Medicine, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G18-16.002 Continuing Education Requirements for Active Status License Renewal.

(1) All licensed veterinarians shall be required to obtain continuing professional education which contributes to the advancement, extension or enhancement of professional skills and knowledge in the field of veterinary medicine. Said continuing education must be obtained from a continuing education provider that has received approval from the Board.

(2) Licensed veterinarians shall complete a minimum of thirty (30) hours of continuing professional education in veterinary medicine every biennium, two of which shall be in the area of dispensing legend drugs.

~~(a) One (1) hour equals a minimum of fifty (50) minutes and a maximum of sixty (60) minutes. Total hours of lecture time cannot be added up and divided into 50 minute intervals to obtain 1 hour credit for each 50 minute interval.~~

~~(b) Not more than fifteen (15) hours shall be non-interactive, correspondence courses. Computer on-line programs that involve on-line, real time, live or delayed participatory questioning or responses are not correspondence courses.~~

(3) During the license renewal period of each biennium, an application for renewal will be mailed to each licensee at the last address provided to the Board. Failure to receive any notification during this period does not relieve the licensee of the responsibility of meeting the requirement. The application for renewal shall include a form on which the licensee shall state that he has completed the required continuing education. The licensee must retain for a period of not less than three years from the date the course was taken certificates of attendance or verification from the provider to document completion of the continuing education certified on the renewal form. ~~The Board will audit at random a number of licensees as is necessary to assure that the continuing education requirements are met.~~

(4) through (5) No change.

(6) Failure to document compliance with the continuing education requirements or the furnishing of false or misleading information regarding compliance shall be grounds for disciplinary action ~~up to and including license revocation.~~

Specific Authority 474.206, 474.211, 474.212 FS. Law Implemented 474.211 FS. History—New 11-14-79, Amended 11-1-81, Formerly 21X-16.02, Amended 4-20-88, 11-2-88, 3-26-90, Formerly 21X-16.002, Amended 8-18-94, 2-6-95, 3-20-95, 9-24-96, 11-28-96, 12-30-97, \_\_\_\_\_.

61G18-16.003 Continuing Education Standards.

Specific Authority 474.206, 474.211, 474.212 FS. Law Implemented 474.211, 474.212 FS. History--New 12-10-81, Amended 8-15-84, 5-7-85, Formerly 21X-16.03, Amended 10-14-86, 3-26-90, Formerly 21X-16.003, Amended 8-18-94, 2-6-95, 7-4-95, 12-30-97, Repealed.

61G18-16.0035 Standards for Providers of Continuing Veterinary Medical Education.

(1) All continuing education providers must apply and receive approval from the Board. In addition to any other criteria required by this rule, each provider must comply with the continuing education monitoring requirements required by ss. 455.2177 and 455.2178, F.S., whenever such requirements become applicable.

(2)(1) Each proposal for program or course approval submitted by a provider must contain a detailed outline of the content of the program or course and must build upon a basic course or courses offered in the curricula of accredited schools or colleges of veterinary medicine. Continuing education must consist of post-doctoral degree programs offered by accredited colleges or schools of veterinary medicine, post-correspondence and on-line, real time courses, or other Board-approved educational methods.

(3)(2) All offerings of continuing education must meet the following standards:

(a) through (e) No change.

(f) Record Keeping

1. through 2. No change.

3. Records shall be maintained by the provider for a minimum of four (4) three (3) years after completion of the course.

(4)(3) No change.

Specific Authority 474.206, 474.211, 474.212 FS. Law Implemented 474.211, 474.212 FS. History--New 5-19-96, Amended 9-24-96.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Veterinary Medicine**

RULE TITLE: Approval of Continuing Education Courses      RULE NO.: 61G18-16.0036

PURPOSE AND EFFECT: The Board proposes to promulgate a new rule, numbered 61G18-16.0036 which will address approval of courses for continuing education.

SUBJECT AREA TO BE ADDRESSED: Approval of continuing education courses.

SPECIFIC AUTHORITY: 474.206, 474.2123 FS.

LAW IMPLEMENTED: 455.2123 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Madeline Smith, Executive Director, Board of Veterinary Medicine, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G18-16.0036 Approval of Continuing Education Courses.

(1) Any registered course provider pursuant to this Chapter may submit an application for approval of a continuing education course by filing with the Department.

(2) The Board shall approve any continuing education course, seminar or conference which appropriately relates to the field of Veterinary Medicine.

(3) The application shall include the total number of hours, the course syllabus, a detailed outline of the contents of the course, the names and qualifications of all instructors known at the time of application and the minimum qualifications of any instructors not known at the time of application.

(4) The Board shall either approve or deny any application for course approval. If the application is denied, the Board shall inform the applicant in writing of the specific reasons for denial.

(5) A course which has been denied by the Board may be resubmitted with modifications.

(6) If a course is approved, staff will assign the course a number. The provider shall print the assigned provider number and course number on the course syllabus, on all printed material used in connection with the course and in all written advertising used in connection with the course.

(7) After a course has been approved by the Board, any substantive changes in the course content will require reapplication and must be submitted to and approved by the Board.

(8) Continuing education course approval is valid for a period of two (2) years from the date of issuance, provided no substantial change is made in the course.

(9) A provider who has been approved for a continuing education course must reapply before expiration in order to prevent lapse in approval.

(10) The Board shall deny approval of, suspend, or revoke the registration of any course provider if any person or entity required to be disclosed in the registration was also disclosed (or was required to be disclosed) in the registration of any course provider who has been suspended or revoked by the Board.

(11) The provider must comply with the requirements stated in Rule 61G18-16.0035(2) as a condition of approval as a course provider.



(12) The course provider shall not offer any continuing education courses if the provider status is in an expired status or under discipline.

(13) The course provider shall be responsible for filing with the Board a list licensees, on the form specified by the Board, who attended courses between June 1, 2000 and January 31, 2001. The last day to submit the above specified attendance lists is February 7, 2001. Providers offering courses after January 31, 2001 must report licensee attendance in accordance with Rule 61-6.015.

(14) The Board shall not deny nor withdraw approval for any course on the basis that another course sponsor is conducting the same or similar course approved by the Board.

Specific Authority 474.206, 474.2123 FS. Law Implemented 474.2123 FS. History--New

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Veterinary Medicine**

RULE TITLE: RULE NO.:

Exemption of Spouse of Member of Armed Forces from License Renewal Requirements 61G18-16.006

PURPOSE AND EFFECT: The Board proposes to create a new rule, numbered 61G18-16.006 to address the exemption of a spouse of the member of the armed forces from license renewal requirements.

SUBJECT AREA TO BE ADDRESSED: Exemption of spouse of the member of the armed forces from license renewal requirements.

SPECIFIC AUTHORITY: 455.02(2), 474.206 FS.

LAW IMPLEMENTED: 455.02(2), 474.2065 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Madeline Smith, Executive Director, Board of Veterinary Medicine, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G18-16.006 Exemption of Spouse of Member of Armed Forces from License Renewal Requirements.

In accordance with s. 455.02(2), F.S., spouses of members of the Armed Forces of the United States are exempt from licensure renewal provisions, but only in cases of absence from the state because of their spouses' duties with the Armed Forces. Copies of the military orders requiring the change of duty station must be sent to the Board office within 30 days of

receipt of the orders in order to qualify for the exemption. Failure to do so shall result in the spouse's license not being renewed and the Department will take disciplinary action against the licensee. Upon receipt of the military orders submitted in the above stated timeframe, the license will be moved to inactive status with no fee required. Reactivation of the inactive license will not require payment of the fee set forth in Rule 61G18-12.008. The license will remain in inactive status for up to two renewal cycles at which time the licensee must either renew this exemption, before expiration, by submitting a current set of orders or reactivate the license. The licensee may reactivate the license by submitting a written request to reactivate to the Board. If a license is not reactivated or the exemption renewed by the expiration date, the license shall become delinquent. Reactivation of a delinquent license will require payment of the delinquent fee set forth in Rule 61G18-12.006.

Specific Authority 455.02(2), 474.206 FS. Law Implemented 455.02(2), 474.2065 FS. History--New

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

DOCKET NO.: 98-52R

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Surface Water Quality Standards 62-302

PURPOSE AND EFFECT: The Federal Clean Water Act requires states to conduct a comprehensive review of their surface water quality standards every three years ("triennial review"). The proposed rule development and associated public workshops are intended to meet this requirement. Preliminary issues that have been identified under this rulemaking include total recoverable metals criteria, dissolved metals criteria, specific conductance, unionized ammonia, criteria table (Rule 62-302.530, FAC.) changes, and site specific alternative criteria (SSACs). Four public workshops have been conducted (9/22/98, 9/23/98, 8/31/99, and 9/2/99). One topic in this Triennial Review has been adoption of dissolved metals criteria to replace the current total recoverable metals criteria. Because permits limits for discharges containing metals are expressed as total recoverable metal, a translator is required to convert the proposed dissolved criteria to total recoverable permit limits. The Department is considering the development of a translator protocol as part of the current Triennial Review.

SUBJECT AREA TO BE ADDRESSED: This workshop is being conducted as part of a comprehensive review of State surface water quality standards. The purpose of this particular workshop, however, will be limited to discussion and development of a guidance document for collecting site specific data to establish translators to convert dissolved metals criteria to effluent permit limits. It is the Department's intent to schedule future public workshops that will address all aspects of the current Triennial Review, including but not limited to development of a dissolved metals translator.

SPECIFIC AUTHORITY: 403.061, 403.062, 403.087, 403.088, 403.504, 403.704, 403.804, 403.805 FS.

LAW IMPLEMENTED: 373.414, 403.021, 403.031, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088, 403.101, 403.141, 403.161, 403.182, 403.201, 403.502, 403.504, 403.702, 403.708, 403.802, 403.918 FS.

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

TIME AND DATE: 10:00 a.m., Wednesday, August 16, 2000  
 PLACE: Florida Department of Environmental Protection, Twin Towers Office Building, 2600 Blair Stone Road, Room 609, Tallahassee, Florida

If an Americans With Disabilities Act accommodation is needed to participate in this activity, please contact Linda Harvey, (850)488-2996 or 1(800)955-8771 (TDD), at least seven days before the meeting.

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

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

**DEPARTMENT OF HEALTH**

**Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling**

RULE CHAPTER TITLE: Fee Schedule  
 RULE CHAPTER NO.: 64B4-4

PURPOSE AND EFFECT: The Board proposes to review and to consider possible amendments to the rules in Chapter 64B4-4.

SUBJECT AREA TO BE ADDRESSED: Application and examination fee for licensure by examination; application and examination fee for certification of education and subsequent examination; application fee for licensure by endorsement; biennial licensure fee; reactivation fee; renewal of inactive status fee; change of status fee; delinquency fee; continuing education provider application fee; examination review fee for applicants for licensure as a clinical social worker; examination review fee for applicants for licensure as a mental health counselor; examination review fee for applicants for licensure as a marriage and family therapist; initial licensure fee.

SPECIFIC AUTHORITY: 455.587(1), 455.711, 455.564(2), 455.574(2), 491.004, 491.005, 491.007(1), 491.0085 FS.

LAW IMPLEMENTED: 455.564(2), 455.587(1), 455.711, 455.574(2), 491.005, 491.006, 491.007(1), 491.008, 491.0085(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-1758

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

**DEPARTMENT OF HEALTH**

**Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling**

RULE TITLE: Definition of a "Licensed Mental Health Counselor or the Equivalent Who is a Qualified Supervisor"  
 RULE NO.: 64B4-31.007

PURPOSE AND EFFECT: The Board proposes to review this rule for possible amendments.

SUBJECT AREA TO BE ADDRESSED: Definition of a licensed mental health counselor or the equivalent who is a qualified supervisor.

SPECIFIC AUTHORITY: 491.004(5), 491.005(4)(c) FS.

LAW IMPLEMENTED: 491.005(4)(c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-1758

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

**DEPARTMENT OF HEALTH**

**Board of Psychology**

RULE TITLE: Sexual Misconduct in the Practice of Psychology  
 RULE NO.: 64B19-16.003

PURPOSE AND EFFECT: The Board has determined to amend this rule due to a recent decision by the 1st District Court of Appeals (Caddy v. State).

SUBJECT AREA TO BE ADDRESSED: Sexual misconduct in the practice of Psychology.

SPECIFIC AUTHORITY: 490.0111 FS.

LAW IMPLEMENTED: 490.0111, 490.009(2)(k) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE 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, Board of Psychology/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE TITLE: Specific Fish Management Area Regulations

RULE NO.: 68A-20.005

PURPOSE AND EFFECT: The purpose of the proposed rule is to establish initial sportfish length and bag limits, and other access and utilization requirements for the newly established Cargill Fish Management Area, a privately owned phosphate mine in Hardee and Polk counties, in order to open the area to public fishing.

SUBJECT AREA TO BE ADDRESSED: Fish Management Area Regulations.

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

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

TIME AND DATES: 9:00 a.m., each day, September 6-8, 2000

PLACE: Holiday Inn DeLand Convention Center, 350 East International Speedway Boulevard, DeLand, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: James V. Antista, General Counsel, 620 South Meridian Street, Tallahassee, FL 32399-1600

**Section II  
Proposed Rules**

**DEPARTMENT OF BANKING AND FINANCE**

**Division of Securities and Finance**

RULE TITLES:	RULE NOS.:
Application Procedure for Title Loan Lender	3D-45.005
Demonstrating Unworthiness Defined	3D-45.010
Title Loan Lender License Renewal and Reactivation	3D-45.015
Documentation of Surety Bond, Letter of Credit, or Certificate of Deposit	3D-45.020

PURPOSE AND EFFECT: To implement the provisions of Chapter 2000-138, Laws of Florida, the “Florida Title Loan Act,” which requires the Department to license title loan lenders.

SUMMARY: The proposed rules establish the procedures for obtaining a title loan lender license and for renewals of the license; prescribe application and renewal forms; define “unworthiness”; and provide for surety bonds, letters of credit or certificates of deposit.

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: Sections 5 and 15, Chapter 2000-138, Laws of Florida.

LAW IMPLEMENTED: Sections 4, 5 and 6, Chapter 2000-138, Laws of Florida.

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

TIME AND DATE: 10:00 a.m., August 14, 2000

PLACE: Room 547, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Bob Tedcastle, Financial Administrator, Division of Securities and Finance, Room 550, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0350, (850)410-9500

THE FULL TEXT OF THE PROPOSED RULES IS:

3D-45.005 Application Procedure for Title Loan Lender.

(1) Each person desiring to apply for licensure as a title loan lender shall submit the following to the Department:

(a) A completed Application for Title Loan Lender, Form DBF-TTL-101, effective 10/00, which is hereby incorporated by reference and available from the Department of Banking and Finance, Division of Securities and Finance, 101 East Gaines Street, Tallahassee, Florida 32399-0350;

(b) The statutory, nonrefundable investigation fee required by Section 4, Chapter 2000-138, Laws of Florida;

(c) The statutory, nonrefundable application fee required by Section 4, Chapter 2000-138, Laws of Florida; and

(d) The original bond, letter of credit, or certificate of deposit as required by Section 5, Chapter 2000-138, Laws of Florida;

(2) Each ultimate equitable owner of 10% or greater interest and each director, general partner, and executive officer of an entity applying for licensure as a title loan lender, shall submit a completed fingerprint card and a Biographical

Summary for Title Loan Lender, Form TLL-BIO-1, effective 10/00, to the Department. Form TLL-BIO-1 is hereby incorporated by reference and is available by mail from the Department of Banking and Finance, Division of Securities and Finance, 101 East Gaines Street, Tallahassee, Florida 32399-0350.

(3) Request for Additional Information. Any request for additional information will be made by the Department within thirty (30) days after receipt of the application by the Department. The additional information must be received by the Department within forty-five (45) days from the date of the request. Failure to respond to the request within forty-five (45) days from the date of request shall be construed by the Department as grounds for denial for failure to complete the application, and the application shall be denied pursuant to Section 120.60(1), F.S.

(4) Withdrawal of Application. An applicant may request withdrawal of an application prior to a determination of the application being made by the Department by submitting a written request that the application be withdrawn.

(5) Refunds. If the application is withdrawn or denied, the investigation fee and the application fee are nonrefundable.

(6) If one's civil rights have been restored and the conviction did not directly relate to the title loan industry, the applicant shall provide evidence of restoration of civil rights. If one's civil rights have been restored and the conviction is directly related to the title loan industry, the applicant shall provide evidence of restoration of civil rights and rehabilitation. Evidence of rehabilitation should include, but is not limited to, employment history and letters from probation officers and employers.

PROPOSED EFFECTIVE DATE: 10-1-00.

Specific Authority Sections 5, 15, Chapter 2000-138, Laws of Florida. Law Implemented Sections 4 and 5, Chapter 2000-138, Laws of Florida. History—New 10-1-00.

### 3D-45.010 Demonstrating Unworthiness Defined.

As used in Section 6, Chapter 2000-138, Laws of Florida, the phrase “[h]aving demonstrated unworthiness . . . to transact the business of a title loan lender” shall include, but is not limited to, the following:

(1) Failing to demonstrate financial responsibility by having a credit history that reflects any of the following: unpaid liens, judgments, repossessions, foreclosures or an otherwise general history on non-payment of legal debts.

(2) Failing to demonstrate character or general fitness by having been convicted, found guilty, or plead nolo contendere, regardless of adjudication, of any crime involving fraud, dishonest dealing or any other act of moral turpitude. Moral turpitude involves duties owed by persons to society as well as acts contrary to justice, honesty, principle or good morals. This includes, but is not limited to, theft, extortion, use of the mail to obtain property under false pretenses, tax evasion, and the sale of (or intent to sell) controlled substances.

PROPOSED EFFECTIVE DATE: 10-1-00

Specific Authority Sections 6 and 15, Chapter 2000-138, Laws of Florida. Law Implemented 6, Chapter 2000-138, Laws of Florida. History—New 10-1-00.

### 3D-45.015 Title Loan Lender License Renewal and Reactivation.

(1) Each active title loan lender license will be renewed for the biennial period beginning October 1 of every even-numbered year, upon submission of the renewal fee and renewal notice to the Department, unless the license is renewed on the Department's website. Form DBF-TLL-R (effective 10/00), Title Loan Lender License Renewal, is hereby incorporated by reference and available by mail from the Department of Banking and Finance, Division of Securities and Finance, 101 East Gaines Street, Tallahassee, Florida 32399-0350.

(2) Failure to return the renewal notice and fee prior to October 1 of the renewal year shall automatically result in the license becoming inactive. The inactive license may be reactivated within six (6) months after becoming inactive upon payment of the nonrefundable renewal and reactivation fees as set by Section 4, Chapter 2000-138, Laws of Florida, and return of the reactivation form.

(3) A license that is not reactivated within 6 months after becoming inactive may not be reactivated and shall automatically expire.

PROPOSED EFFECTIVE DATE: 10-1-00

Specific Authority Sections 4 and 15, Chapter 2000-138, Laws of Florida. Law Implemented Section 4, Chapter 2000-138, Laws of Florida. History—New 10-1-00.

### 3D-45.020 Documentation of Surety Bond, Letter of Credit, or Certificate of Deposit.

(1) The surety bond, letter of credit, or certificate of deposit required as a condition of licensure under Section 5, Chapter 2000-138, Laws of Florida, shall be submitted to the Department with the application for licensure. The original shall be maintained by the Department. A copy of the surety bond shall be maintained at the principal place of business and made available to Department examiners upon request.

(2) In the event a licensee changes the issuer of the surety bond, letter of credit, certificate of deposit or the issuer of the surety bond cancels the bond, the licensee shall promptly inform the Department of such change in writing by U.S. certified mail and provide a new surety bond to the Department.

(3) Each surety bond shall be issued by a company authorized to do business in this state by the Florida Department of Insurance.

PROPOSED EFFECTIVE DATE: 10-1-00

Specific Authority Section 15, Chapter 2000-138, Laws of Florida. Law Implemented Section 5, Chapter 2000-138, Laws of Florida. History—New 10-1-00.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Bob Tedcastle, Financial Administrator, Division of Securities and Finance

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Don B. Saxon, Director, Division of Securities and Finance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 14, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 23, 2000

**DEPARTMENT OF INSURANCE**

RULE TITLES: RULE NOS.:  
Definitions for the Purposes of these Rules 4-191.024  
Standards for Subscriber Contracts 4-191.033

PURPOSE AND EFFECT: Requires health maintenance organizations whose policies or contracts provide coverage, benefits, or services as described in Section 463.002(5), F.S., to offer subscribers the services of optometrists licensed pursuant to Chapter 463, F.S., and not prohibit optometrists from providing the full range of existing services offered by a health maintenance organization which fall within the definition of Section 463.002(5), Florida Statutes.

SUMMARY: This rule requires health maintenance organizations whose policies or contracts provide coverage, benefits, or services as described in Section 463.002(5), F.S., to offer subscribers the services of optometrists licensed pursuant to Chapter 463, F.S., and not prohibit optometrists from providing the full range of existing services offered by a health maintenance organization which fall within the definition of Section 463.002(5), Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No SERC 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: 641.36 FS.

LAW IMPLEMENTED: 641.19, 641.21, 641.22, 641.31, 641.31(19) FS.

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

TIME AND DATE: 9:30 a.m., August 15, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Richard Brinkley, Bureau of Managed Care, Division of Insurer Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0347, phone (850)413-5338

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 Richard Brinkley, (850)922-3100, Ext. 5338.

THE FULL TEXT OF THE PROPOSED RULES IS:

4-191.024 Definitions for the Purposes of these Rules.

(1) through (14) No change.

(15) Minimum Services. Minimum Services include the following services.

(a) through (d) No change.

(e) Preventive Health Care Services.

1. through 2. No change.

3. Eye screenings by a physician or optometrist licensed pursuant to Chapter 463 and ear screenings by a physician for children through age 17, to determine the need for vision and hearing correction, and ear screenings by a physician for children through age 17, to determine the need for vision and hearing correction; and

Specific Authority 641.36 FS. Law Implemented 641.19, 641.21, 641.22, 641.31 FS. History--New 2-22-88, Amended 10-25-89, Formerly 4-31.024, Amended 5-28-92, \_\_\_\_\_.

4-191.033 Standards for Subscriber Contracts.

(1) through (5) No change.

(6) All health maintenance policies or contracts which provide coverage, benefits, or services as described in section 463.002(5), Florida Statutes, shall offer to the subscriber the services of optometrists licensed pursuant to Chapter 463, Florida Statutes. "Coverage, benefits, or services as defined in section 463.002(5)" are not limited to refractions for eyeglasses or contact lenses, but include the full scope of services that fall within the definition of optometry as provided in Section 463.002(5), Florida Statutes. A health maintenance organization may not prohibit optometrists from providing the full range of existing services offered by the health maintenance organization that fall within the scope of optometric practice as defined in Section 463.002(5), Florida Statutes. This rule is not intended to expand contractual services required to be offered by a health maintenance organization.

Specific Authority 641.36 FS. Law Implemented 641.31(19) FS. History--New 2-22-88, Amended 10-25-89, Formerly 4-31.024, Amended 5-28-92, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
The rule was originated upon a petition from the Florida Optometric Association

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Jim Bracher, Bureau Chief, Bureau of Managed Care, Division of Insurer Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0347

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 10, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 11, 2000

DEPARTMENT OF INSURANCE
Residual Markets and Special Risk Pools

RULE TITLE: FWUA Plan of Operation and Articles of Agreement Adopted
RULE NO.: 4J-1.001

PURPOSE AND EFFECT: The rule updates the FWUA Plan of Operation and Articles of Agreement to conform to legislative changes which occurred subsequent to the adoption of the Plan, and address various administrative matters relating to the day-to-day operation of the FWUA.

SUMMARY: The proposed amendments update the FWUA Plan of Operation and Articles of Agreement to conform to legislative changes which occurred subsequent to the adoption of the Plan, and address various administrative matters relating to the day-to-day operation of the FWUA.

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: 624.308(1), 627.351(2) FS.

LAW IMPLEMENTED: 624.307(1), 627.351(2) 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: 9:30 a.m., August 16, 2000

PLACE: Room 143, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Steve Roddenberry, Chief, Bureau of Property and Casualty Forms and Rates, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0330, (850)413-5310

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

THE FULL TEXT OF THE PROPOSED RULE IS:

4J-1.001 Plan of Operation and Articles of Agreement Adopted.

The Florida Windstorm Underwriting Association Amended and Restated Plan of Operation and Restated Articles of Agreement, as revised June 8, 2000 June 1997, is hereby adopted and incorporated by reference.

Specific Authority 624.308(1), 627.351(2) FS. Law Implemented 624.307(1), 627.351(2) FS. History--New 6-29-83, Formerly 4-49.01, Amended 9-7-88, 10-18-90, Formerly 4-49.001, Amended 11-20-95, 12-5-96, 11-19-97.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steve Roddenberry, Bureau Chief, Property and Casualty Forms and Rates, Division of Insurer Services, Department of Insurance

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Belinda Miller, Director, Division of Insurer Services Department of Insurance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 12, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 5, 1999

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Preservation of Native Flora of Florida
RULE CHAPTER NO.: 5B-40

RULE TITLES: Obtaining a Permit to Harvest Plants on the Endangered and Commercially Exploited Plant Lists
RULE NOS.: 5B-40.003

Issuance of Permit to Harvest Plants on the Endangered and Commercially Exploited Plant Lists
5B-40.004

Regulated Plant Index
5B-40.0055

Procedures for Amending the Regulated Plant Index
5B-40.0056

Investigating Suspected Violations, Preservation of Endangered, Commercially Exploited and/or Threatened Plants Involved, and Reporting Suspected Violations
5B-40.008

Endangered and Threatened Native Flora Conservation Grants Program
5B-40.010

PURPOSE AND EFFECT: The purpose of these rule amendments is to incorporate changes to the Regulated Plant Index Rule as a result of the public meetings conducted by the Endangered Plant Advisory Council, and to comply with the provisions of Section 120.55(1)(a)4., F.S., by referencing forms used by the department as a result of the requirements specified in this Rule Chapter.

SUMMARY: These amendments revise the Regulated Plant Index and include references to Department forms used as a result of the requirements outlined in this rule chapter. Twelve plants will be listed as endangered, three species will be de-listed from the endangered list, six will be moved from endangered to threatened based on their ranking scores, and three species will be removed from the threatened list. Ten plants will have name changes.

SPECIFIC AUTHORITY: 570.07(23), 581.185(4),(9),(11) FS.

LAW IMPLEMENTED: 570.07(13), 581.185(4),(9),(11) FS.

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

TIME AND DATE: 10:00 a.m., August 14, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 SW 34th Street, Gainesville, Florida 32608

THE FULL TEXT OF THE PROPOSED RULES IS:

5B-40.003 Obtaining a Permit to Harvest Plants on the Endangered and Commercially Exploited Plant Lists.

(1) Endangered plants.

(a) No change.

(b) Any person desiring to harvest one or more plants or parts thereof of a species contained on the endangered plant list from the private land of another or on any public land or water shall request a permit, DACS-08051, Revised 7/99, incorporated herein by reference, from the department. DACS-08051, Request For Permit To Harvest Endangered Plant(s) Or Part(s) Thereof may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, FL 32614-7100.

(c) Any person transporting for the purpose of sale, selling, or offering for sale any plant contained on the endangered plant list which is harvested from such person's own property shall request a permit (DACS-08051) from the department.

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

(b) Any person desiring to harvest three or more plants or parts thereof of a species contained on the commercially exploited plant list from the private land of another or on any public land or water shall request a permit (DACS-08051) from the department.

(c) Any person transporting for the purpose of sale, selling or offering for sale any plant contained on the commercially exploited plant list which is harvested from such person's own property shall request a permit (DACS-08051) from the department.

(d) through (3) No change.

Specific Authority 570.07(23), 581.185(4) FS. Law Implemented 570.07(13), 581.185 FS. History—New 3-6-80, Formerly 5B-40.03, Amended 1-31-88,

5B-40.004 Issuance of Permit to Harvest Plants on the Endangered and Commercially Exploited Plant Lists.

(1) No change.

(2) The permit, DACS-08135, Revised 5/00, and incorporated herein by reference, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, FL 32614-7100, and shall include the following information:

(a) Name of the permittee

(b) Address of the permittee

(c) Date issued

(d) Expiration date

(e) Name of the species to be harvested

(f) Number of plants to be harvested

(g) Legal description of the property from which the plants will be harvested

(h) Any special provisions as to conditions which shall be met in harvesting, transporting, or handling the plants being removed.

(3) Permits issued for endangered or commercially exploited plants shall be valid for one year for those plants permitted and may be renewed annually by refiling a request for permit (DACS-08051) with the department.

Specific Authority 570.07(23), 581.185(4) FS. Law Implemented 570.07(13), 581.185 FS. History—New 3-6-80, Formerly 5B-40.04, Amended 1-31-88,

5B-40.0055 Regulated Plant Index.

(1) All plants listed on the Endangered Plant List, the Threatened Plant List, and the Commercially Exploited Plant List as set forth herein are referred to as regulated. Information concerning scientific name, references, common names, family, and descriptions for these listed plants is available in the Florida Department of Agriculture and Consumer Services, Division of Plant Industry's "Note's on Florida's Endangered and Threatened Plants." (Bureau of Entomology, Nematology and Plant Pathology – Botany Section, Contribution No. 38, 3rd edition – 2000). A copy of the publication is free to Florida residents and may be obtained by writing to the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100.

(a) Endangered Plant List. The following plants shall be included in the Endangered Plant List:

1. *Acacia choriophylla* (tamarindillo).

2. *Acacia tortuosa* (poponax) Presumed Extirpated.

3. *Actaea pachypoda* (baneberry).

4. *Adiantum melanoleucum* (fragrant maidenhair fern).

5. *Adiantum tenerum* (brittle maidenhair fern).

6. *Aeschynomene pratensis* (meadow jointvetch).

7. *Ageratum littorale* (Cape Sable whiteweed).

8. *Agrimonia incisa* (harvest-lice).  
 9. *Aletris bracteata* (bracted colicroot).  
 10. *Alvaradoa amorphoides* (alvaradoa).  
 11. *Amorpha crenulata* (Miami lead plant).  
 12. *Anemia wrightii* (parsley fern).  
 13. *Aquilegia canadensis* (columbine).  
 14. *Arabis canadensis* (sicklepod).  
 15. *Argusia gnaphalodes* (sea-lavender).  
 16.15. *Argythamnia blodgettii* (Blodgett's wild-mercury).  
 17.16. *Aristida simpliciflora* (southern three-awn).  
 18.17. *Aristolochia pentandra* (Marsh's dutchman's pipe).  
 19.18. *Aristolochia tomentosa* (pipevine).  
 20.19. *Asclepias curtissii* (Curtiss's milkweed).  
 21.20. *Asimina tetramera* (four-petal pawpaw).  
 22.21. *Asplenium auritum* (auricled spleenwort) (fern).  
 23. *Asplenium dentatum* (slender spleenwort).  
 24.22. *Asplenium monanthes* (San Felasco spleenwort).  
 25.23. *Asplenium pumilum* (dwarf spleenwort).  
 26.24. *Asplenium serratum* (bird's-nest spleenwort).  
 25. ~~*Asplenium trichomanes dentatum*~~ (slender spleenwort).  
 27.26. *Asplenium verecundum* (delicate spleenwort).  
 28.27. *Aster hemisphericus* (aster).  
 29.28. *Aster spinulosus* (pinewoods aster).  
 30. *Baccharis dioica* (broom-bush) Presumed Extirpated.  
 31.29. *Balduina atropurpurea* (purple balduina).  
 32.30. *Baptisia megacarpa* (Apalachicola wild-indigo).  
 33.31. *Basiphyllaea corallicola* (Carter's orchid).  
 34.32. *Bigelovia nuttallii* (Nuttall's rayless goldenrod).  
 35.33. *Blechnum occidentale* (sinkhole fern).  
 36.34. *Bonamia grandiflora* (Florida bonamia).  
 37.35. *Bourreria cassinifolia* (little strongback).  
 38.36. *Bourreria radula* (rough strongbark).  
 39.37. *Bourreria succulenta* (bodywood).  
 40.38. *Brassia caudata* (spider orchid).  
 41.39. *Brickellia cordifolia* (Flyr's nemesis).  
 42.40. *Brickellia mosieri* (Brickell-bush).  
 43.41. *Bulbophyllum pachyrrachis* (rat-tail orchid).  
 44.42. *Bumelia anomala* (Clark's buckthorn).  
 45.43. *Bumelia lycioides* (gopherwood buckthorn).  
 46.44. *Bumelia thornei* (Thorne's buckthorn).  
 47.45. *Burmannia flava* (Fakahatchee burmannia).  
 48.46. *Caesalpinia major* (yellow nicker).  
 49.47. *Caesalpinia pauciflora* (fewflower holdback).  
 50. *Calamintha georgiana* (Georgia calamint).  
 51.48. *Callirhoe papaver* (poppy mallow).  
 52.49. *Calopogon multiflorus* (many-flowered grass-pink).  
 53.50. *Calycanthus floridus* (sweet shrub).  
 54.51. *Calyptanthes zuzygium* (myrtle of the river).  
 55.52. *Calystegia catesbaeiana* (Catesby's bindweed).  
 56.53. *Campanula robinsiae* (Chinsegut bellflower).  
 57.54. *Campylocentrum pachyrrhizum* (leafless orchid).  
 58.55. *Campyloneurum angustifolium* (narrow swamp fern).  
 59.56. *Campyloneurum costatum* (tailed strap fern).  
 60.57. *Campyloneurum latum* (wide strap fern).  
 61.58. *Canella winterana* (wild cinnamon).  
 62.59. *Carex chapmanii* (Chapman's sedge).  
 63.60. *Carex microdonta* (little-tooth sedge).  
 64.61. *Cassia keyensis* (= *Chamaecrista lineata* var. *keyensis*) (Key cassia).  
 65.62. *Catesbaea parviflora* (dune lily-thorn).  
 66.63. *Catopsis beteroniana* (airplant).  
 67.64. *Catopsis floribunda* (many-flowered airplant).  
 68.65. *Catopsis nutans* (nodding catopsis).  
 69.66. *Celosia nitida* (West Indian cock's-comb).  
 70.67. *Celtis iguanaea* (Iguana hackberry).  
 71.68. *Celtis pallida* (spiny hackberry).  
 72.69. *Centrosema arenicola* (sand butterfly pea).  
 70. *Cereus eriophorus* (Indian River prickly apple).  
 71. *Cereus gracilis* (West Coast prickly apple).  
 73.72. *Cereus robinii* (tree cactus).  
 74.73. *Chamaesyce cumulicola* (sand dune spurge).  
 75.74. *Chamaesyce deltoidea* (= *Euphorbia deltoidea*) (rockland spurge).  
 76.75. *Chamaesyce garberi* (Garber's spurge).  
 77.76. *Chamaesyce porteriana* (Porter's spurge).  
 78.77. *Cheilanthes microphylla* (southern lip fern).  
 79.78. *Chionanthus pygmaeus* (pygmy fringe-tree).  
 80.79. *Chrysopsis cruiseana* (Cruise's golden-aster).  
 81.80. *Chrysopsis floridana* (Florida's golden-aster).  
 82.81. *Chrysopsis godfreyi* (Godfrey's golden-aster).  
 83.82. *Cienfuegosia yucatonensis* (= *Cienfuegosia heterophylla*) (yellow-hibiscus).  
 84. *Cissampelos pareira* (pareira brava) Presumed Extirpated.  
 85.83. *Cladonia perforata* (Florida perforate cladonia).  
 86.84. *Clitoria fragrans* (pigeon wings).  
 87.85. *Colubrina arborescens* (greenheart).  
 88.86. *Colubrina cubensis* (colubrina).  
 89.87. *Colubrina elliptica* (soldierwood).  
 90.88. *Conradina brevifolia* (short-leaved rosemary).  
 91.89. *Conradina etonia* (etonia rosemary).  
 92.90. *Conradina glabra* (Apalachicola rosemary).  
 91. ~~*Conradina grandiflora*~~ (large-flowered rosemary).  
 93.92. *Corallorhiza odontorhiza* (autumn coralroot).  
 94.93. *Cordia globosa* (Curacao bush).  
 95.94. *Coreopsis integrifolia* (dye-flower).  
 96.95. *Cornus alternifolia* (pagoda dogwood).



- ~~97.96.~~ *Cranichis muscosa* (moss orchid).  
~~98.97.~~ *Crataegus phaenopyrum* (Washington thorn).  
~~99.98.~~ *Croomia pauciflora* (croomia).  
~~99.~~ ~~*Crossopetalum rhaeoma* (rhaeoma).~~  
100. *Crotalaria avonensis* (Avon Park harebells).  
101. *Croton humilis* (pepperbush).  
102. *Cryptotaenia canadensis* (honewort).  
103. *Ctenitis sloanei* (Florida tree fern/red-hair comb fern).  
104. *Ctenitis submarginalis* (brown-hair comb fern).  
105. *Ctenium floridanum* (Florida toothache grass).  
106. *Cucurbita okeechobeensis* (Okeechobee gourd).  
107. *Cupania glabra* (cupania).  
108. *Cuphea aspera* (tropical waxweed).  
109. *Cynoglossum virginianum* (wild comfrey).  
110. *Cyperus floridanus* (Florida flatsedge).  
111. *Cyperus fuliginosus* (limestone flatsedge).  
112. *Cyrtopodium punctatum* (cowhorn or cigar orchid).  
113. *Dalbergia brownii* (Brown's Indian rosewood).  
114. *Dalea carthagenensis* (Florida prairie clover).  
115. *Deeringothamnus pulchellus* (white squirrel-banana).  
116. *Deeringothamnus rugelii* (yellow squirrel-banana).  
117. *Delphinium carolinianum* (Carolina larkspur).  
118. *Dennstaedtia bipinnata* (cuplet fern).  
~~119.~~ *Desmodium ochroleucum* (trailing tick-trefoil).  
~~120.119.~~ *Dicerandra christmanii* (Christmann's mint).  
~~121.120.~~ *Dicerandra cornutissima* (Robin's mint).  
~~122.121.~~ *Dicerandra frutescens* (Lloyd's mint).  
~~123.122.~~ *Dicerandra immaculata* (Olga's mint).  
~~124.123.~~ *Digitaria pauciflora* (Florida pineland crabgrass).  
~~125.124.~~ *Dirca palustris* (leatherwood).  
~~126.125.~~ *Dodecatheon meadia* (shooting-star).  
~~127.126.~~ *Dodonaea elaeagnoides* (Keys hopbush).  
~~128.127.~~ *Drosera filiformis filifolia* (dew-thread).  
~~129.128.~~ *Drypetes diversifolia* (milkbark).  
~~130.129.~~ *Echinacea purpurea* (purple coneflower).  
~~131.130.~~ *Eleocharis rostellata* (beaked spikerush).  
~~132.131.~~ *Eltroplectris calcarata* (=Centrogenium setaceum) (spurred neottia).  
~~133.132.~~ *Encyclia boothiana* (*Epidendrum boothianum*) (dollar orchid).  
~~134.133.~~ *Encyclia cochleata* (Florida clamshell orchid).  
~~135.134.~~ *Encyclia pygmaea* (dwarf epidendrum).  
~~136.135.~~ *Epidendrum acunae* (Acuna's epidendrum).  
~~137.136.~~ *Epidendrum anceps* (dingy-flowered epidendrum).  
~~138.137.~~ *Epidendrum difforme* (umbelled epidendrum).  
~~139.138.~~ *Epidendrum nocturnum* (night-scented epidendrum).  
~~140.139.~~ *Epidendrum rigidum* (rigid epidendrum).  
~~141.140.~~ *Epidendrum strobiliferum* (matted epidendrum).  
~~142.141.~~ *Epigaea repens* (trailing arbutus).  
~~143.142.~~ *Eragrostis tracyi* (Sanibel lovegrass).  
~~144.143.~~ *Eriocaulon nigrobracteatum* (dark-headed hatpins).  
~~145.144.~~ *Eriogonum floridanum* (=Eriogonum longifolium var. gnaphalifolium) (scrub buckwheat).  
~~146.145.~~ *Ernodea cokeri* (one-nerved ernodea).  
~~147.146.~~ *Eryngium cuneifolium* (scrub eryngium).  
~~148.147.~~ *Erythronium umbilicatum* (dimpled dogtooth-violet).  
~~149.148.~~ *Eugenia confusa* (redberry eugenia).  
~~150.149.~~ *Eugenia rhombea* (red stopper).  
~~151.150.~~ *Euonymus atropurpurea* (burning bush).  
~~152.151.~~ *Eupatorium frustratum* (Cape Sable thoroughwort).  
~~153.~~ *Eupatorium villosum* (Keys thoroughwort).  
~~154.152.~~ *Euphorbia commutata* (wood spurge).  
~~155.153.~~ *Euphorbia telephioides* (spurge).  
~~156.154.~~ *Evolvulus convolvuloides* (dwarf bindweed).  
~~157.155.~~ *Evolvulus grisebachii* (Grisebach's bindweed).  
~~158.156.~~ *Exostema caribaeum* (Caribbean princewood).  
~~159.157.~~ *Forestiera godfreyi* (Godfrey's swamp privet).  
~~160.~~ *Fothergilla gardenii* (dwarf witch-alder).  
~~161.158.~~ *Galactia smallii* (Small's milkpea).  
~~162.159.~~ *Galeandra beyrichii* (helmet orchid).  
~~163.160.~~ *Gentiana pennelliana* (wiregrass gentian).  
~~164.161.~~ *Goodyera pubescens* (downy rattlesnake orchid).  
~~165.162.~~ *Gossypium hirsutum* (wild cotton).  
~~166.163.~~ *Govenia utriculata* (Gowen's orchid).  
~~167.164.~~ *Guaiacum sanctum* (lignum vitae).  
~~168.165.~~ *Guzmania monostachia* (Fuch's bromeliad).  
~~169.166.~~ *Gyminda latifolia* (West Indian falsebox).  
~~170.167.~~ *Habenaria distans* (distans habenaria).  
~~171.168.~~ *Harperocallis flava* (Harper's beauty).  
~~172.~~ *Harrisia eriophora* (Indian River prickly-apple).  
~~173.~~ *Harrisia gracilis* (West coast prickly-apple).  
~~174.169.~~ *Hasteola robertiorum* (Gulf hammock indian-plantain).  
~~175.170.~~ *Helianthus carnosus* (flatwoods sunflower).  
~~176.~~ *Heliotropium fruticosum* (Key West heliotrope)  
Presumed Extirpated.  
~~177.171.~~ *Hepatica nobilis* (=Hepatica americana) (liverleaf).  
~~178.172.~~ *Hexalectris spicata* (crested coral-root).  
~~179.173.~~ *Hibiscus poeppigii* (Poeppig's rosemallow).  
~~180.174.~~ *Hippomane mancinella* (manchineel).  
~~181.175.~~ *Hybanthus concolor* (green violet).  
~~182.176.~~ *Hydrangea arborescens* (wild hydrangea).

- ~~183.477~~: *Hymenocallis godfreyi* (Godfrey's spiderlily).  
~~184.478~~: *Hymenocallis henryae* (Mrs. Henry's spiderlily).  
~~185.479~~: *Hypelate trifoliata* (inkwood).  
~~186.480~~: *Hypericum cumulicola* (Highlands scrub hypericum).  
~~187.481~~: *Hypericum edisonianum* (Edison ascyrum).  
~~188.482~~: *Hypericum lissophloeus* (smooth-barked St. Johns-wort).  
~~183~~: *Hex krugiana* (Krug holly).  
~~189.484~~: *Illicium parviflorum* (star anise).  
~~190.485~~: *Indigofera keyensis* (Keys' indigo).  
~~191.486~~: *Ionopsis utricularioides* (delicate ionopsis orchid).  
~~192.487~~: *Ipomoea microdactyla* (wild-potato morning-glory).  
~~193.488~~: *Ipomoea tenuissima* (rocklands morning-glory).  
~~194.489~~: *Isoetes engelmannii* (Engelmann's quillwort).  
~~195.490~~: *Isopyrum biternatum* (false rue-anemone).  
~~196.491~~: *Isotria verticillata* (whorled pogonia).  
~~197.492~~: *Jacquemontia havanensis* (Havana clustervine).  
~~198.493~~: *Jacquemontia pentanta pentanthos* (skyblue clustervine).  
~~199.494~~: *Jacquemontia reclinata* (beach jacquemontia).  
~~200.495~~: *Juncus gymnocarpus* (Coville's rush).  
~~201.496~~: *Justicia cooleyi* (Cooley's justicia).  
~~202.497~~: *Justicia crassifolia* (thick-leaved water-willow).  
~~203.498~~: *Kosteletzkya depressa* (white fen).  
~~204.499~~: *Lantana canescens* (hammock shrub verbena).  
~~205.200~~: *Lantana depressa* (pineland lantana).  
~~206.201~~: *Lechea divaricata* (spreading pinweed).  
~~207.202~~: *Lechea lakelae* (Lakela's pinweed).  
~~208.203~~: *Leiphaimos parasitica* (parasitic ghostplant).  
~~209.204~~: *Leochilus labiatus* (lipped orchid).  
~~210.205~~: *Lepanthopsis melanantha* (tiny orchid).  
~~211.206~~: *Lepuropetalon spathulatum* (little-people).  
~~212.207~~: *Liatris ohlingerae* (scrub blazing-star).  
~~213.208~~: *Liatris provincialis* (Godfrey's blazing-star).  
~~214.209~~: *Licaria triandra* (licaria).  
~~215.210~~: *Lilium iridollae* (panhandle lily).  
~~216.211~~: *Lilium michauxii* (Carolina lily).  
~~217.212~~: *Lilium superbum* (Turk's-cap lily).  
~~218.213~~: *Lindera melissifolia* (pondberry) Presumed Extirpated.  
~~219.214~~: *Lindera subcoriacea* (bog spicebush).  
~~220.215~~: *Linum arenicola* (sand flax).  
~~221.216~~: *Linum carteri* (Everglades flax).  
~~222.217~~: *Linum westii* (West's flax).  
~~223.218~~: *Liparis nervosa* (tall twayblade).  
~~224.219~~: *Litsea aestivalis* (pond-spice).  
~~225.220~~: *Lomariopsis kunzeana* (climbing holly-fern).  
~~226.221~~: *Lupinus aridorum* (= *Lupinus westianus* var. *aridorum*) (McFarlin's lupine).  
~~227.222~~: *Lycopodium dichotomum* (hanging clubmoss).  
~~228.223~~: *Lythrum curtissii* (Curtis' loosestrife).  
~~229.224~~: *Lythrum flagellare* (lowland loosestrife).  
~~230.225~~: *Macbridea alba* (white birds-in-a-nest).  
~~231.226~~: *Macradenia lutescens* (Trinidad macradenia).  
~~232.227~~: *Macranthera flammea* (hummingbird-flower).  
~~233.228~~: *Magnolia acuminata* (cucumber-tree).  
~~234.229~~: *Magnolia ashei* (Ashe's magnolia).  
~~235.230~~: *Magnolia pyramidata* (pyramid magnolia).  
~~236.231~~: *Magnolia tripetala* (umbrella magnolia).  
~~237.232~~: *Malaxis unifolia* (green adder's-mouth orchid).  
~~238.233~~: *Marshallia obovata* (Barbara's buttons).  
~~239.234~~: *Marshallia ramosa* (Barbara's buttons).  
~~240.235~~: *Matelea alabamensis* (Alabama spiny pod).  
~~241.236~~: *Matelea baldwyniana* (Baldwin's spiny pod).  
~~242.237~~: *Matelea flavidula* (yellow-flowered spiny pod).  
~~243.238~~: *Matelea floridana* (Florida spiny pod).  
~~244.239~~: *Matelea publiflora* (sandhill spiny pod).  
~~245.240~~: *Maxillaria crassifolia* (hidden orchid).  
~~246.241~~: *Maxillaria parviflora* (minnie-max).  
~~247.242~~: *Medeola virginiana* (Indian cucumber).  
~~248.243~~: *Microgramma heterophylla* (climbing vine fern).  
~~249.244~~: *Minuartia godfreyi* (Godfrey's sandwort).  
~~250.245~~: *Monotropa hypopithys* (pine-sap).  
~~251.246~~: *Monotropis reynoldsiae* (pygmy-pipes).  
~~252.247~~: *Nemastylis floridana* (celestial lily).  
~~253.248~~: *Neurodium lanceolatum* (ribbon fern).  
~~254.249~~: *Nolina brittoniana* (Britton's bear-grass).  
~~255~~: *Nymphaea jamesoniana* (Jameson's water lily).  
~~256.250~~: *Ocimum campechianum* (ocimum).  
~~257.251~~: *Okenia hypogaea* (burrowing four-o'clock).  
~~258.252~~: *Oncidium bahamensis* (dancing-lady orchid).  
~~259.253~~: *Oncidium floridanum* (Florida oncidium).  
~~260.254~~: *Oncidium luridum* (mule-ear orchid).  
~~261.255~~: *Ophioglossum palmatum* (hand fern).  
~~262.256~~: *Opuntia corallicola spinosissima* (semaphore cactus).  
~~263.257~~: *Opuntia triacantha* (Keys Joe-jumper).  
~~264.258~~: *Oxypolis greenmanii* (giant water-dropwort).  
~~265.259~~: *Pachysandra procumbens* (Allegheny-spurge).  
~~266.260~~: *Panicum abscissum* (cut-throat grass).  
~~267.261~~: *Parnassia caroliniana* (Carolina grass-of-Parnassus).  
~~268.262~~: *Parnassia grandifolia* (grass-of-Parnassus).  
~~269.263~~: *Paronychia chartacea* (papery whitlow-wort).  
~~270.264~~: *Passiflora multiflora* (white-flowered passionvine).  
~~271.265~~: *Passiflora pallens* (pineland passionvine).

- ~~272.266~~: *Passiflora sexflora* (goat's foot leaf).  
~~273.267~~: *Pavonia paludicola* (swampbush).  
~~268~~: *Pecluma dispersa* (a polypody).  
~~269~~: *Pecluma plumula* (plume polypody).  
~~270~~: *Pecluma ptilodon* (swamp plume polypody).  
~~274.271~~: *Pellaea atropurpurea* (hairy cliff-brake fern).  
~~275.272~~: *Peperomia amplexicaulis* (clasping peperomia).  
~~276.273~~: *Peperomia glabella* (cypress peperomia).  
~~277.274~~: *Peperomia humilis* (peperomia).  
~~278.275~~: *Peperomia magnoliifolia* (spathulate peperomia).  
~~279.276~~: *Peperomia obtusifolia* (Florida peperomia).  
~~280~~: *Pharus glaber* (creeping leafstalk grass).  
~~281.277~~: *Phoradendron rubrum* (mahogany mistletoe).  
~~282.278~~: *Phyla stoechadifolia* (southern matchsticks).  
~~283.279~~: *Phyllanthus leibmannianus* (pine woods dainties).  
~~284.280~~: *Physocarpus opulifolius* (ninebark).  
~~285.281~~: *Picramnia pentrandra* (Florida bitterbush).  
~~286.282~~: *Pilosocereus bahamensis* (Bahamian treecactus).  
~~287.283~~: *Pinguicula ionantha* (Panhandle butterwort).  
~~288.284~~: *Pinguicula primuliflora* (primrose-flowered butterwort).  
~~289.285~~: *Pisonia rotundata* (devil's smooth claws).  
~~290.286~~: *Pityopsis flexuosa* (Florida golden-aster).  
~~291.287~~: *Platanthera clavellata* (green rein orchid).  
~~292.288~~: *Platanthera integra* (orange rein orchid).  
~~293.289~~: *Pleopeltis astrolepis* (star-scaled fern).  
~~294.290~~: *Pleurothallis gelida* (frosted orchid).  
~~295.291~~: *Podophyllum peltatum* (mayapple).  
~~296.292~~: *Poinsettia pinetorum* (= *Euphorbia pinetorum*) (Everglades poinsettia).  
~~297.293~~: *Polygala lewtonii* (Lewton's polygala).  
~~298.294~~: *Polygala smallii* (tiny polygala).  
~~299.295~~: *Polygonella basiramia* (tufted wireweed).  
~~300.296~~: *Polygonella myriophylla* (sandlace).  
~~301.297~~: *Polygonum meisnerianum* (Mexican tear-thumb).  
~~302.298~~: *Polymnia laevigata* (Tennessee leaf-cup).  
~~303~~: *Polypodium dispersum* (widespread polypody).  
~~304~~: *Polypodium plumula* (plume polypody).  
~~305~~: *Polypodium ptilodon* (swamp plume polypody).  
~~306~~: *Polyrrhiza lindenii* (ghost orchid).  
~~299~~: *Polyradicion lindenii* (= *Polyrrhiza lindenii*) (ghost orchid).  
~~307.300~~: *Polystachya concreta* (pale-flowered polystachya).  
~~308.301~~: *Ponthieva brittoniae* (Mrs. Britton's shadow witch).  
~~309.302~~: *Potamogeton floridanus* (Florida pondweed).  
~~310.303~~: *Prescottia oligantha* (small-flowered orchid).  
~~311.304~~: *Prunus geniculata* (scrub plum).  
~~312.305~~: *Pseudophoenix sargentii* (Sargent's cherry palm).  
~~313.306~~: *Psychotria ligustrifolia* (Bahama wildcoffee).  
~~314.307~~: *Remirea maritima* (beach-star).  
~~315.308~~: *Rhexia parviflora* (Apalachicola meadow-beauty).  
~~316.309~~: *Rhipsalis baccifera* (mistletoe cactus).  
~~317.310~~: *Rhododendron alabamense* (Alabama azalea).  
~~318.311~~: *Rhododendron austrinum* (Florida flame azalea).  
~~319.312~~: *Rhododendron chapmanii* (Chapman's rhododendron).  
~~320.313~~: *Rhus michauxii* (Michaux's sumac) Presumed Extirpated.  
~~321.314~~: *Rhynchosia swartzii* (Swartz' snoutbean).  
~~322.315~~: *Rhynchospora crinipes* (hairy peduncled beakrush).  
~~323.316~~: *Ribes echinellum* (Miccosukee gooseberry).  
~~324.317~~: *Roystonea elata* (Florida royal palm).  
~~325.318~~: *Rudbeckia nitida* (St. John's-Susan).  
~~326~~: *Rudbeckia triloba* (a browneyed Susan).  
~~327.319~~: *Ruellia noctiflora* (night-flowering wild-petunia).  
~~320~~: *Sachsia bahamensis* (Bahama sachsia).  
~~328.321~~: *Salix eriocephala* (heart-leaved willow).  
~~329.322~~: *Salix floridana* (Florida willow).  
~~323~~: *Savia bahamensis* (Bahama maidenbush).  
~~330.324~~: *Salvia urticifolia* (nettle-leaved sage).  
~~331.325~~: *Sarracenia leucophylla* (white-top pitcher-plant).  
~~332~~: *Savia bahamensis* (Bahama maidenbush).  
~~333.326~~: *Schaefferia frutescens* (Florida boxwood).  
~~334.327~~: *Schisandra coccinea* (bay star vine).  
~~335.328~~: *Schizachyrium niveum* (scrub bluestem).  
~~336.329~~: *Schizachyrium sericatum* (silky bluestem).  
~~337.330~~: *Schizaea germanii* (ray fern).  
~~338.331~~: *Schwalbea americana* (chaff-seed).  
~~339.332~~: *Scleria lithosperma* (Keys' nutrush).  
~~340.333~~: *Scutellaria floridana* (Florida skullcap).  
~~341.334~~: *Scutellaria havanensis* (Havana skullcap).  
~~342.335~~: *Selaginella eatonii* (pygmy spikemoss).  
~~343.336~~: *Setaria chapmanii* (coral panic grass).  
~~344.337~~: *Silene polypetala* (fringed pink).  
~~345.338~~: *Silene virginica* (fire pink).  
~~346.339~~: *Sphenomeris clavata* (wedgelet fern).  
~~347.340~~: *Sphenostigma coelestinum* (Bartram's ixia).  
~~348.341~~: *Spigelia gentianoides* (gentian pinkroot).  
~~349.342~~: *Spigelia loganioides* (Levy pinkroot).  
~~350.343~~: *Spiranthes adnata* (pelexia).  
~~351.344~~: *Spiranthes brevibrabis* (small ladies'-tresses).  
~~352.345~~: *Spiranthes costaricensis* (Costa Rican ladies'-tresses).

- ~~353.346~~: *Spiranthes elata* (tall neottia).  
~~354.347~~: *Spiranthes ovalis* (lesser ladies'-tresses).  
~~355.348~~: *Spiranthes polyantha* (Ft. George ladies'-tresses).  
~~356.349~~: *Spiranthes torta* (southern ladies'-tresses).  
~~357.350~~: *Stachydeoma graveolens* (= *Hedeoma graveolens*) (mock pennyroyal).  
~~358.351~~: *Stachys crenata* (shade betony).  
~~359.352~~: *Stachys tenuifolia* (narrow-leaved betony).  
~~360.353~~: *Staphylea trifolia* (bladder nut).  
~~361.354~~: *Stewartia malacodendron* (silky camellia).  
~~362.355~~: *Strumpfia maritima* (pride-of-Big-Pine).  
~~363.356~~: *Stylisma abdita* (hidden stylisma).  
~~364.357~~: *Stylosanthes calcicola* (Everglades pencilflower).  
~~358~~: *Swietenia mahagoni* (mahogany).  
~~365.359~~: *Taxus floridana* (Florida yew).  
~~360~~: *Tectaria coriandrifolia* (Hattie Bauer halberd fern).  
~~366.361~~: *Tectaria fimbriata* (least halberd fern).  
~~367.362~~: *Tephrosia angustissima* (hoary pea).  
~~368.363~~: *Thalictrum cooleyi* (Cooley's meadow rue).  
~~369.364~~: *Thalictrum thalictroides* (= *Anemonella thalictroides*) (Rue-anemone).  
~~370.365~~: *Thelypteris grandis* (Collier County maiden fern).  
~~371.366~~: *Thelypteris patens* (grid-scale maiden fern).  
~~372.367~~: *Thelypteris reptans* (creeping star-hair fern).  
~~373.368~~: *Thelypteris reticulata* (lattice-vein fern, cypress fern).  
~~374.369~~: *Thelypteris sclerophylla* (stiff star-hair fern).  
~~375.370~~: *Thelypteris serrata* (dentate lattice-vein fern).  
~~376.371~~: *Thrinax morrisii* (= *T. microcarpa*) (brittle thatch palm).  
~~377.372~~: *Thrinax radiata* (= *T. floridana*) (Florida thatch palm).  
~~378.373~~: *Tillandsia fasciculata* (common or stiff-leaved wild-pine).  
~~374~~: *Tillandsia flexuosa* (twisted or banded air plant).  
~~379.375~~: *Tillandsia pruinosa* (fuzzy-wuzzy or hoary air-plant).  
~~380.376~~: *Tillandsia utriculata* (giant wild-pine).  
~~381~~: *Tithymalus telephoides* (spurge).  
~~382.377~~: *Torreya taxifolia* (Florida torrey).  
~~378~~: *Tournefortia gnaphalodes* (= *Argusia gnaphalodes* or *Mallotonia gnaphalodes*) (sea lavender).  
~~383.379~~: *Tournefortia hirsutissima* (chiggery grapes).  
~~384.380~~: *Trema lamarckianum* (Lamarck's trema).  
~~385.381~~: *Trichomanes holopterum* (entire-winged bristle fern).  
~~386.382~~: *Trichomanes krausii* (Kraus's bristle fern).  
~~387.383~~: *Trichomanes lineolatum* (lined bristle fern).  
~~388.384~~: *Trichomanes punctatum* (Florida bristle fern).  
~~389~~: *Trichostigma octandrum* (hoop vine) Presumed Extirpated.  
~~390.385~~: *Trillium lancifolium* (lance-leaved wake-robin).  
~~391.386~~: *Triphora craigheadii* (Craigheads's orchid).  
~~392.387~~: *Triphora latifolia* (wide-leaved triphora).  
~~393.388~~: *Tropidia polystachya* (young-palm orchid).  
~~394.389~~: *Uvularia floridana* (Florida merrybells).  
~~395.390~~: *Vallesia antillana* (tear shrub).  
~~396.391~~: *Vanilla barbellata* (worm-vine orchid).  
~~397.392~~: *Vanilla dilloniana* (Dillon's vanilla).  
~~398.393~~: *Vanilla mexicana* (unscented vanilla).  
~~399.394~~: *Vanilla phaeantha* (leafy vanilla).  
~~400.395~~: *Veratrum woodii* (false hellebore).  
~~401.396~~: *Verbena maritima* (coastal vervain).  
~~402.397~~: *Verbena tampensis* (Tampa vervain).  
~~398~~: *Vernonia blodgettii* (Blodgett's ironweed).  
~~403.399~~: *Vicia ocalensis* (Ocala vetch).  
~~404.400~~: *Viola tripartita* (yellow violet).  
~~405.401~~: *Warea amplexifolia* (clasping warea).  
~~406.402~~: *Warea carteri* (Carter's mustard).  
~~407.403~~: *Xanthorhiza simplicissima* (yellow-root).  
~~408.404~~: *Xyris chapmanii* (Chapman's yellow-eyed-grass).  
~~409.405~~: *Xyris isoetifolia* (quillwort yellow-eyed-grass).  
~~410.406~~: *Xyris longisepala* (Karst pond yellow-eyed-grass).  
~~407~~: *Xyris louisianica* (Kral's yellow-eyed-grass).  
~~411.408~~: *Zanthoxylum americanum* (prickly-ash).  
~~412.409~~: *Zanthoxylum coriaceum* (leathery prickly-ash).  
~~413.410~~: *Zanthoxylum flavum* (yellowheart).  
~~414.411~~: *Zigadenus leimanthoides* (coastal death camas).  
~~415.412~~: *Ziziphus celata* (scrub ziziphus).
- (b) Threatened Plant List. The following plants shall be included in the Threatened Plant List:
1. *Acanthocereus pentagonus* (barbed-wire cactus).
  2. ~~1~~: *Acoelorrhaphe wrightii* (Everglades palm).
  3. ~~2~~: *Acrostichum aureum* (golden leather fern).
  4. ~~3~~: *Andropogon arctatus* (pine-woods bluestem).
  5. ~~4~~: *Angadenia berteroi* (pineland golden trumpet).
  6. *Arnoglossum diversifolium* (Indian-plantain).
  7. ~~5~~: *Asclepias viridula* (green milkweed).
  8. ~~6~~: *Athyrium filix-femina* (southern lady fern).
  9. ~~7~~: *Baptisia hirsuta* (hairy wild-indigo).
  10. ~~8~~: *Baptisia simplicifolia* (scare-weed).
  11. ~~9~~: *Bletia purpurea* (pine-pink orchid).
  12. ~~10~~: *Byrsonima lucida* (locust berry).
  11. ~~11~~: *Caecalia diversifolia* (Indian-plantain).
  13. ~~12~~: *Calamintha ashei* (Ashe's calamintha).
  14. ~~13~~: *Calamintha dentata* (toothed savory).

- ~~15.14~~: *Calamovilfa curtissii* (Curtis' sandgrass).  
~~16.15~~: *Calyptanthus pallens* (pale lidflower).  
~~17.16~~: *Carex baltzellii* (Baltzell's sedge).  
~~17~~: *Cereus pentagonus* (barbed-wire cactus).  
 18. *Chamaesyce pergama* (rocklands spurge).  
 19. *Chaptalia albicans* (white sunbonnets).  
 20. *Chrysophyllum oliviforme* (satin leaf).  
 21. *Cleistes divaricata* (spreading pogonia).  
 22. *Coccothrinax argentata* (silver palm).  
 23. *Coelorachis tuberculosa* (piedmont joint grass).  
~~24~~: *Conradina grandiflora* (large-flowered rosemary).  
~~25.24~~: *Crossopetalum ilicifolium* (Christmas berry).  
~~26~~: *Crossopetalum rhacoma* (rhacoma).  
~~27.25~~: *Cynanchum blodgettii* (Blodgett's swallowwort).  
~~28.26~~: *Digitaria dolichophylla* (Caribbean crabgrass).  
~~29.27~~: *Drosera intermedia* (water sundew).  
~~30.28~~: *Drypetes lateriflora* (Guiana plum).  
~~31.29~~: *Erithalis fruticosa* (blacktorch).  
~~32~~: *Eulophia ecristata* (non-crested eulophia).  
~~33.30~~: *Garberia heterophylla* (garberia).  
~~34.31~~: *Harrisella filiformis* (threadroot orchid).  
~~35.32~~: *Hartwrightia floridana* (hartwrightia).  
~~36.33~~: *Hexastylis arifolia* (heartleaf wild ginger).  
~~37.34~~: *Ilex amelanchier* (serviceberry holly).  
~~38~~: *Ilex krugiana* (Krug's holly).  
~~35~~: *Illicium floridanum* (Florida anise).  
~~39.36~~: *Jacquemontia curtissii* (pineland jacquemontia).  
~~40.37~~: *Jacquinia keyensis* (joewood).  
~~41.38~~: *Kalmia latifolia* (mountain laurel).  
~~42.39~~: *Lachnocaulon digynum* (Panhandle bogbuttons).  
~~43.40~~: *Lechea cernua* (scrub pinweed).  
~~44.41~~: *Leitneria floridana* (corkwood).  
~~45.42~~: *Lilium catesbaei* (Catesby lily).  
~~46.43~~: *Listera australis* (southern twayblade).  
~~47.44~~: *Lobelia cardinalis* (cardinal flower).  
~~48.45~~: *Lupinus westianus* (Gulfcoast lupine).  
~~49.46~~: *Malus angustifolia* (crabapple).  
~~50.47~~: *Manilkara jaimiqui* (wild dilly).  
~~51.48~~: *Matelea gonocarpos* (angle pod).  
~~52.49~~: *Maytenus phyllanthoides* (Florida mayten).  
~~53.50~~: *Melanthera parvifolia* (small-leaved melanthera).  
~~54.51~~: *Myrcianthes fragrans* (= *Eugenia simpsonii*) (Simpson's stopper).  
~~55.52~~: *Najas filifolia* (slender naiad).  
~~56.53~~: *Nephrolepis biserrata* (giant sword fern).  
~~57.54~~: *Nolina atopocarpa* (Florida beargrass).  
~~58.55~~: *Opuntia stricta* (shell mound prickly-pear).  
~~59.56~~: *Panicum nudicaule* (naked-stemmed panic grass).  
~~60.57~~: *Phoebanthus tenuifolius* (pineland false sunflower).  
~~61.58~~: *Physostegia godfreyi* (Apalachicola dragonhead).  
~~62.59~~: *Pinckneya bracteata* (fever-tree).  
~~63.60~~: *Pinguicula caerulea* (blue-flowered butterwort).  
~~64.61~~: *Pinguicula lutea* (yellow-flowered butterwort).  
~~65.62~~: *Pinguicula planifolia* (swamp butterwort).  
~~66.63~~: *Pithecellobium keyense* (Keys' blackbead).  
~~67.64~~: *Platanthera blephariglottis* (white-fringed orchid).  
~~68.65~~: *Platanthera ciliaris* (yellow-fringed orchid).  
~~69.66~~: *Platanthera cristata* (crested fringed orchid).  
~~70.67~~: *Platanthera flava* (gypsy-spikes).  
~~71.68~~: *Platanthera nivea* (snowy orchid).  
~~72.69~~: *Pogonia ophioglossoides* (rose pogonia).  
~~73.70~~: *Polygonella macrophylla* (large-leaved jointweed).  
~~74.71~~: *Prunus myrtifolia* (West Indian cherry).  
~~75.72~~: *Psidium longipes* (mangrove berry).  
~~76.73~~: *Pteris bahamensis* (Bahama ladder brake fern).  
~~74~~: *Pteroglossaspis ecristata* (non-crested eulophia).  
~~77.75~~: *Pycnanthemum floridanum* (Florida mountain-mint).  
~~78.76~~: *Quercus arkansana* (Arkansas oak).  
~~79.77~~: *Reynosia septentrionalis* (Darling plum).  
~~80.78~~: *Rhexia salicifolia* (Panhandle meadow beauty).  
~~81.79~~: *Rhynchosia parvifolia* (small-leaf snoutbean).  
~~82.80~~: *Rhynchospora stenophylla* (narrow-leaf beakrush).  
~~83~~: *Sachsia bahamensis* (Bahama sachsia).  
~~84.81~~: *Sarracenia minor* (hooded pitcher plant).  
~~85.82~~: *Sarracenia psittacina* (parrot pitcher plant).  
~~86.83~~: *Sarracenia purpurea* (decumbent pitcher plant).  
~~87.84~~: *Sarracenia rubra* (red-flowered pitcher plant).  
~~88.85~~: *Scaevola plumieri* (inkberry).  
~~89.86~~: *Senna mexicana* (Chapman's sensitive plant).  
~~90.87~~: *Smilax havanensis* (Everglades greenbrier).  
~~91.88~~: *Solanum donianum* (mullein nightshade).  
~~92.89~~: *Spermacoce terminalis* (false buttonweed).  
~~93.90~~: *Spiranthes laciniata* (lace-lip ladies' tresses).  
~~94.91~~: *Spiranthes longilabris* (long-lip ladies' tresses).  
~~95.92~~: *Spiranthes tuberosa* (little pearl-twist).  
~~96.93~~: *Stenorhynchos lanceolatum* (leafless beaked orchid).  
~~97~~: *Swietenia mahagoni* (mahogany).  
~~98.94~~: *Tectaria heracleifolia* (broad halberd fern).  
~~99.95~~: *Tephrosia mohrii* (pineland hoary-pea).  
~~100.96~~: *Tetrazygia bicolor* (tetrazygia).  
~~101.97~~: *Thelypteris augescens* (abrupt-tipped maiden fern).  
~~102.98~~: *Tillandsia balbisiana* (inflated & reflexed wildpine).  
~~103~~: *Tillandsia flexuosa* (twisted or banded air plant).  
~~104.99~~: *Tillandsia valenzuelana* (soft-leaved wildpine).  
~~105.100~~: *Tipularia discolor* (crane-fly orchid).  
~~106.101~~: *Tragia saxicola* (rocklands noseburn).

- ~~107.402~~: *Triphora trianthophora* (three-birds orchid).
- ~~108.403~~: *Tripsacum floridanum* (Florida tripsacum).
- ~~109.404~~: *Verbesina chapmanii* (Chapman's crownbeard).
- ~~110.405~~: *Xyris scabrifolia* (Harper's yellow-eyed grass).
- ~~111.406~~: *Zephyranthes atamasco* (rainlily).
- ~~112.407~~: *Zephyranthes simpsonii* (Simpson's zephyr-lily).
- ~~113.408~~: *Zephyranthes treatiae* (Treat's zephyr-lily).

- (c) No change.
- (2) No change.

Specific Authority 570.07(23), 581.185 FS. Law Implemented 570.07(13), 581.185 FS. History--New 12-3-91, Amended 9-20-93, 5-21-96, 12-10-96, 1-7-98, 10-5-98,\_\_\_\_\_.

5B-40.0056 Procedures for Amending the Regulated Plant Index.

(1) The department shall consider the recommendations of the general public and the recommendations of the Endangered Plant Advisory Council in the listing or deleting of plant species from the Regulated Plant Index. Proposals for listing or deleting plants and comments on these proposals may be submitted to the department in writing and shall be considered in open meetings of the Endangered Plant Advisory Council. All proposed listings, deletions, or changes in listing status shall be based on the results of a completed Ranking System For Plant Species of Potential Special Concern form, DACS-08267, Revised 4/00, incorporated herein by reference. DACS-08267, Revised 4/00, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, FL 32614-7100.

- (2) No change.

Specific Authority 570.07(23), 581.185(4) FS. Law Implemented 570.07(13), 581.185 FS. History--New 3-16-92, Amended \_\_\_\_\_.

5B-40.008 Investigating Suspected Violations, Preservation of Endangered, Commercially Exploited and/or Threatened Plants Involved, and Reporting Suspected Violations.

Upon any suspected violation of this chapter, any authorized representative of the department shall be empowered to:

- (1) through (4) No change.

(5) Violation report. A violation report, DACS-08128, Revised 5/99, incorporated herein by reference, (PI-17) shall be filed with the department by the authorized representative within 72 hours (excluding Saturday, Sunday or legal holiday) of the violation. DACS-08128, Report of Violation, Revised 5/99, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, FL 32614-7100.

- (6) through (7) No change.

Specific Authority 570.07(23), 581.185(4) FS. Law Implemented 570.07(13), 581.185(9) FS. History--New 3-6-80, Formerly 5B-40.08, Amended 1-31-88, 9-20-93,\_\_\_\_\_.

5B-40.010 Endangered and Threatened Native Flora Conservation Grants Program.

- (1) through (4) No change.
- (5) Application Requirements.

(a) Applications for grants from the Endangered and Threatened Native Flora Conservation Grants Program shall be signed by the person or persons with legal authority to obligate the applicant and shall be made on an Endangered and Threatened Native Flora Conservation Grants Program Application Form DACS-08271, Revised 1/00, (PI-271), incorporated herein by reference and effective the date of this rule, which may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32614-7100.

- (b) through (e) No change.
- (6) Application Review.
- (a) through (c) No change.

(d) The Council shall evaluate each application on the basis of the proposed project, the prospective grantee, and the public purpose of the project, as follows:

1. Criteria relating to the prospective grantee. The applicant must successfully document that it meets the evaluation standards specified in the Endangered and Threatened Native Flora Conservation Grants Program – Application Evaluation Form DACS-08272, Revised 4/00, (PI-272), Effective November 1997 and incorporated herein by reference. Form DACS-08272 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, FL 32614-7100.

- (e) through (j) No change.
- (7) through (9) No change.

Specific Authority 570.07(23), 581.185(9),(11) FS. Law Implemented 570.07(13), 581.185(9),(11) FS. History--New 1-7-98, Amended 10-5-98, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 6, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 16, 2000

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Maximum Management  
 RULE NO.: 33-601.820

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to establish placement criteria, guidelines for conditions of, and procedures relating to, maximum management.

SUMMARY: The proposed rule provides applicable definitions, and clarifies the purpose of maximum management, placement criteria and procedures, physical conditions and privileges of inmates, procedures relating to hearings on placement, review of placement, appeals, security procedures, and, other conditions of placement.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: Giselle Lysten Rivera, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.820 Maximum Management.

(1) General. Maximum Management is a temporary status for an inmate who, through a current incident or a series of current incidents, has been identified as being an extreme security risk to the department and requires an immediate level of control beyond that available in close management or death row. Maximum Management units shall be designated by the Secretary. Referrals for Maximum Management shall only come from institutions designated by the Secretary.

(2) Definitions.

(a) Close Management I (CMI) – the most restrictive single cell housing level of all the close management status designations.

(b) Institutional Classification Team (ICT) – refers to the team responsible for making local classification decisions. The ICT shall be comprised of the warden or assistant warden who shall serve as chairperson, classification supervisor, chief of security, and other members as necessary when appointed by the warden or designated by rule.

(c) Maximum Management (MM) – refers to a temporary status for an inmate who, through a current incident or series of current incidents, has been identified as being an extreme

security risk to the department and requires an immediate level of control beyond that available in close management or death row.

(d) Maximum Management Cell – a single-cell housing type that has a grille front and door, a solid door external to the grille and a securable opening for feeding and cuffing.

(e) Maximum Management Review Team (MMRT) – refers to the committee in central office that has approval authority for recommendations for placement in maximum management. The MMRT shall consist of the following staff or those acting in that capacity: chief, Bureau of Classification and Central Records (chairperson); chief, Bureau of Security Operations; Deputy Director of Health Services (Clinical), and the applicable regional director.

(f) Shift Supervisor – the highest-ranking correctional officer of the on-duty shift.

(g) Staff Assistant – refers to an employee assigned to the inmate to explain the recommendation for placement or procedures to the inmate when the inmate is illiterate or does not understand English. A staff assistant shall not take the position of an advocate or defense attorney.

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

(3) Maximum Management Placement Criteria.

(a) An inmate shall have, at a minimum, met the criteria for placement in CMI or death row and participated in a current incident or series of current incidents which demonstrate:

1. The inmate's ability to effect an escape from a secure environment;

2. The inmate's demonstrated willingness to use deadly force in a correctional setting;

3. The inmate's involvement in dangerous acts which could lead to a person's injury or death, or insurrection; or

4. Other management problems that require an immediate level of control which exceeds that available in close management or death row.

(b) Whenever an inmate has met at least one of the conditions above, and the shift supervisor believes that the inmate cannot be controlled in a status less than maximum management, the shift supervisor shall recommend immediate placement in maximum management by completing Section 1 of Form DC6-101, Referral for Maximum Management. Form DC6-101 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. Approval from the duty warden shall be received prior to placement of the inmate in maximum management.

(c) The duty warden shall approve or disapprove the immediate placement of an inmate in maximum management by signing Form DC6-101, Referral for Maximum Management.

(d) Whenever an inmate has meet at least one of the conditions in 33-601.820(3)(a) and the shift supervisor believes that the inmate should be reviewed for but not immediately placed in maximum management at the present time, then the shift supervisor shall recommend placement by completing Section 1 of Form DC6-101, Referral for Maximum Management. The shift supervisor shall notify the classification supervisor in writing of the recommendation no later than the following administrative workday.

(e) The classification supervisor shall docket the inmate's hearing before the ICT for considering placement in maximum management status in accordance with 33-601.820(6).

(4) Conditions of Placement in Maximum Management.

(a) Any inmate initially placed into maximum management will be provided the following:

1. Clothing – (one set of blue pants and shirt, boxer shorts, tee shirt, coat during the winter, and one pair of shower slides);

2. Bedding – (one mattress, one pillow and one blanket);

3. Reading materials – (a bible or religious testament only);

4. Out-of-doors recreation – (limited to once every 30 days);

5. Meals shall be served on paper or styrofoam products only;

6. Legal materials;

7. Inmate grievance forms;

8. Visits with attorney or emergency visits as approved by the warden.

9. Phone calls for legal or emergency purposes as approved by the warden;

10. Mail correspondence for the purpose of conducting legal business only.

(b) Inmates in maximum management status shall not be allowed to make routine bank transactions or canteen purchases, with the exception of stamp purchases for legal mail.

(c) The conditions set forth in (a) above shall be reviewed at least weekly by the ICT, and when the ICT determines the inmate has sufficiently demonstrated positive adjustment, consideration shall be given to adjusting the inmate's conditions. The ICT shall document their justification for adjustment on Form DC6-101, Referral for Maximum Management. The SCO, upon their review, may also consider adjusting the inmate's conditions. Any adjustment made by the State Classification Office shall be documented on Form DC6-122, the State Classification Office Maximum Management Review Form. Form DC6-122 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. The effective date of this form is \_\_\_\_\_.

(d) If, based on the inmate's overall adjustment, a relaxed condition needs additional review, the ICT or SCO shall follow the procedure set forth in Rule 33-601.820(9).

(5) Inmate Notice of Maximum Management Hearing. The shift supervisor who recommends placing an inmate in maximum management shall ensure delivery of the Referral for Maximum Management, Form DC6-101, to the inmate prior to being relieved of duty. Form DC6-101 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. The effective date of this form is \_\_\_\_\_. The written notice will provide the inmate with an explanation of the reason for the recommendation or placement and inform the inmate that a hearing will be held no sooner than 24 hours of the recommended placement in maximum management. The inmate may waive the 24-hour period or appearance at the hearing by signing the Waiver of Right to Appear/Waiver of 24 Hour Period, Form DC6-104. Form DC6-104 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. The effective date of this form is \_\_\_\_\_.

(6) Conducting the Hearing.

(a) The ICT shall conduct a hearing with the inmate to determine whether placement in maximum management is appropriate.

(b) The inmate shall be present for the hearing, unless:

1. The inmate waives his right to appear by signing the Waiver of Right to Appear/Waiver of 24 Hour Period Form DC6-104; or,

2. The inmate's behavior jeopardizes the security or safety of the institution or the hearing as determined by the ICT chairperson. The reasons the inmate did not appear at the hearing shall be documented on Form DC6-101, Referral for Maximum Management.

(c) If the ICT chairperson determines the need for staff assistance based upon language barriers or other existing barriers, the chairperson shall appoint a staff assistant.

(d) The chairperson shall offer the inmate the opportunity to make a verbal statement or present a written statement.

(e) The ICT chairperson shall have authority to postpone the hearing to gather further information or order an investigation regarding any pertinent issues.

(f) The ICT shall approve or disapprove the recommendation for placement in maximum management.

(g) The inmate shall be informed verbally and in writing of the ICT decision.



(h) If the ICT disapproves placement, the inmate shall immediately be reclassified to his original status and removed from the maximum management cell.

(i) If the ICT approves placement, the decision will be forwarded to the chairperson of the SCO who will schedule the referral for review by the MMRT.

(7) Final Review of Placement.

(a) The MMRT shall approve or disapprove the ICT recommendation based on the criteria in section (3)(a). If the ICT recommendation is incomplete or additional data is needed, the MMRT shall return the recommendation to the ICT for additional information.

(b) If the MMRT disapproves placement, the inmate shall immediately be reclassified to his original status, unless the ICT appeals the decision of the MMRT as outlined in 33-601.820(10).

(8) Review of Maximum Management.

(a) The ICT shall review the inmate's maximum management status weekly for the first two months from the date of placement, and monthly thereafter.

1. A recommendation for release from maximum management shall be set forth in memorandum and forwarded to the SCO chairperson for review.

2. An inmate shall not be released from maximum management status until authorized by a member of the SCO.

(b) If an inmate remains in maximum management status for 90 days or more, a member of the SCO shall conduct an on-site review of the inmate's maximum management status every 90 days from the date of placement and document the review on Form DC6-122, the State Classification Office Maximum Management Review Form.

1. The ICT shall participate in the review of the inmate's adjustment with the SCO member.

2. The SCO member is authorized to reclassify an inmate from maximum management status at any point during the reviews.

3. The ICT shall be authorized to appeal the decision to reclassify the inmate to the SCO chairperson.

4. The inmate shall not be released from maximum management status until the SCO chairperson rules upon the appeal. The ruling of the SCO chairperson is final.

(9) Maximum Management Conditions After Initial Placement. Should the inmate's behavior require alteration of previously relaxed conditions as described in (4)(a), the ICT shall make the recommendation to the SCO on Form DC6-122, the State Classification Office Maximum Management Review Form. The SCO shall approve, disapprove or modify the recommendations.

(10) Appeal Of An MMRT Decision.

(a) The ICT may appeal an MMRT decision to the Deputy Director of Institutions (Classification).

(b) The inmate shall remain in maximum management status pending the ICT appeal.

(c) The Deputy Director shall approve or modify the MMRT decision or reclassify the inmate.

(11) Security Requirements.

(a) All security requirements outlined in rules 33-601.801 through 33-601.813 for close management inmates are applicable for all maximum management inmates.

(b) Additionally, the following security precautions shall be followed for maximum management inmates:

1. The inmate shall remove all clothing to allow for a strip search and pass the clothing to the officers for thorough search before being restrained and exiting the cell. The inmate shall remain under constant visual surveillance during the process.

2. A maximum management inmate shall exit the cell only in handcuffs behind the back with handcuff cover and in the presence of a minimum of two officers.

3. Once out of the cell, the inmate shall be placed in leg irons and escorted by two correctional officers at all times.

4. The cell shall be thoroughly searched each time the inmate exits the cell for any reason, but no less frequently than three times each week.

5. When escorting a maximum management inmate past other maximum management inmate cells, the cells will have the solid security door and cuff/food port closed and secured.

6. Under no circumstances will any two maximum management inmates be out of the cells under escort in the same area at the same time.

7. A maximum management inmate shall submit to a visual strip search and clothing search each time the inmate is returned to the cell from any escort.

(12) Other Conditions Of Confinement.

(a) Religious services shall be delivered by institutional chaplaincy staff only.

(b) Inmates in maximum management shall be required to conduct legal business by correspondence rather than a personal visit to the law library, when possible. If access to the law library is required, a secure cell in the law library shall be used to prevent direct contact with other inmates including law clerks.

(c) Medication shall be dispensed and administered in accordance with Health Services protocols for confinement.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—  
New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Stan Czerniak

NAME OF SUPERVISOR OR PERSON WHO APPROVED  
THE PROPOSED RULE: Michael W. Moore, Secretary,  
Department of Corrections

DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: June 22, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 26, 2000

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE CHAPTER TITLE: Individual Environmental  
Resource Permits

RULE CHAPTER NO.: 40D-4

RULE TITLE: Publications and Agreements Incorporated  
by Reference

RULE NO.: 40D-4.091

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to adopt by reference the Memorandum of Understanding Between the Southwest Florida Water Management District (District) and the Florida Department of Agriculture and Consumer Services (FDACS) for the Non-Binding Review of Disputed Environmental Resource Permitting Exemption Claims Under Sections 373.406(2), Florida Statutes.

SUMMARY: The proposed amendment will adopt the Memorandum of Understanding Between the Southwest Florida Water Management District (District) and the Florida Department of Agriculture and Consumer Services (FDACS) for the Non-Binding Review of Disputed Environmental Resource Permitting Exemption Claims Under Sections 373.406(2), Florida Statutes by reference into District rules. The Memorandum of Understanding (MOU) provides a process whereby the District will refer disputed claims under Section 373.406(2), F.S. to the FDACS for a non-binding review. The MOU also specifies timeframes within which the FDACS and the District must act upon such a claim.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: A Statement of Estimated Regulatory Cost is not being prepared based on the District's determination that the proposed revisions to Rules 40D-1.659, F.A.C., will not result in a substantial increase in the costs to affected parties and there will not be significant adverse effects on competition, employment, investment or productivity.

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: 373.044, 373.046, 373.113, 373.171, 373.414 FS.

LAW IMPLEMENTED: 373.046, 373.103(8), 373.114, 373.403, 373.413, 373.414, 373.416, 373.429, 373.441 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: Karen E. West, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34609-6899, (352)796-7211, Extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-4.091 Publications and Agreements Incorporated by Reference.

The following documents are hereby incorporated into this chapter and Chapters 40D-40 and 40D-400, F.A.C.:

(1) "Basis of Review for Environmental Resource Permit Applications within the Southwest Florida Water Management District, July 28, 1999." This document is available from the District upon request.

(2) Operating Agreement Concerning Regulation Under Part IV, Chapter 373, F.S., and Aquaculture General Permits Under Section 403.814, F.S., between Southwest Florida Water Management District and Department of Environmental Protection, dated October 27, 1998. This document is available from the District upon request.

(3) Chapter 62-344, Florida Administrative Code, Delegation of Environmental Resource Program to Local Governments.

(4) Memorandum of Understanding Between the Southwest Florida Water Management District and the Florida Department of Agriculture and Consumer Services for the Non-Binding Review of Disputed Environmental Resource Permitting Exemption Claims Under Sections 373.406(2), Florida Statutes, dated [effective date of rule]. This document is available from the District upon request.

Specific Authority 373.044, 373.046, 373.113, 373.171, 373.414 FS. Law Implemented 373.046, 373.103(8), 373.114, 373.403, 373.413, 373.414, 373.416, 373.429, 373.441 FS. History—New 4-2-87, Amended 3-1-88, 9-11-88, 10-1-88, 4-1-91, 11-16-92, 1-30-94, 10-3-95, 12-26-95, 5-26-96, 7-23-96, 4-17-97, 4-12-98, 7-2-98, 12-3-98, 7-28-99.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen E. West, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34609-6899, (352)796-7211, Extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the Southwest Florida Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 28, 2000

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

**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 Early and Periodic Screening, Diagnosis and Treatment Services (EPSDT) to Child Health Check-Up and incorporate by reference the Florida Medicaid Child Health Check-Up Coverage and Limitations Handbook, May 2000, in

59G-4.080. The effect will be to incorporate by reference in the rule the May 2000 Florida Medicaid Child Health Check-Up Coverage and Limitations Handbook.

SUMMARY: This rule amendment will change the rule name from Early and Periodic Screening, Diagnosis and Treatment Services (EPSDT) to Child Health Check-Up and incorporate by reference the Florida Medicaid Child Health Check-Up Coverage and Limitations Handbook, May 2000, in 59G-4.080.

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: 409.919 FS., Chapter 93-129, Sec. 58, Laws of Florida.

LAW IMPLEMENTED: 409.905, 409.908 FS.

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

TIME AND DATE: 9:00 – 10:00 a.m., August 14, 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 IS: Anne Boone, Registered Nurse Consultant, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)922-7321

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.080 ~~Child Health Check-Up Early and Periodic Screening, Diagnosis and Treatment Services (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 Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Coverage and Limitations Handbook, May 2000 July 1997, incorporated by reference and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 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., Chapter 93-129, Sec. 58, Laws of Florida. 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, 4-22-98.

NAME OF PERSON ORIGINATING PROPOSED RULE: Anne Boone

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 28, 2000

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Payment Methodology for Nursing Home Services  
 RULE NO.: 59G-6.010

PURPOSE AND EFFECT: The purpose of the proposed amendment is to incorporate changes to the Florida Title XIX Long-term Care Reimbursement Plan (the Plan) payment methodology, effective only for Fiscal year 2000-2001, as required by Section 8 (a)(2)(b) of SB 2242 to establish a provision for an interim rate adjustment for the increased costs of general and professional liability insurance for nursing homes when the following specified criteria are met:

- a) At least a 65 percent Medicaid utilization in the most recent cost report submitted to the Agency.
- b) The increase in general or professional liability costs to the facility for the most recent policy period affects the total Medicaid per diem by at least five percent.
- c) This rate adjustment shall not result in the per diem exceeding the class ceiling.

Other changes in the Plan are as follows:

- 1. Only providers being paid a prospective rate under section V.B.6. of the Plan shall be eligible for the Medicaid Adjustment Rate (MAR).
- 2. A clarification that the Medicaid Adjustment Rate (MAR), Case-mix adjustment, and Direct Care Staffing Adjustment (DCSA) are included in the total cost related per diem in section V.B.20 of the Plan.
- 3. Provide for the Allowable Costs Section of the Plan (Section III. D.) to refer to the Nursing Facility Services Limitations Handbook.
- 4. Addition of “Bureau of Medicaid Program Analysis, Cost Reimbursement” to the location that a provider must submit a certified cost report.

The effect of the proposed amendment is the establishment of a provision for an interim rate adjustment for the increased costs of general and professional liability insurance for nursing homes when specified criteria are met; a clarification regarding only providers being paid a prospective rate under section V.B.6. of the Plan shall be eligible for the Medicaid Adjustment Rate (MAR); a clarification that the Medicaid Adjustment Rate (MAR), Case-mix adjustment, and Direct Care Staffing Adjustment (DCSA) are included in the total cost

related per diem in section V.B.20 of the Plan ; provide for the Allowable Costs Section of the Plan (Section III) to refer to the Nursing Facilities Limitations Handbook; Addition of "Bureau of Medicaid Program Analysis, Cost Reimbursement" to the location that a provider must submit a certified cost report.

SUMMARY: The proposed amendment to rule number 59G-6.010 incorporates revisions to the Florida Title XIX Long-Term Care Reimbursement Plan. The amendment seeks to provide the reimbursement payment methodology that will be used to establish a provision for an interim rate adjustment for the increased costs of general and professional liability insurance when specified requirements are met; only providers being paid a prospective rate under section V.B.6. of the Plan shall be eligible for the Medicaid Adjustment Rate (MAR); a clarification that the Medicaid Adjustment Rate (MAR), Case-mix adjustment, and Direct Care Staffing Adjustment (DCSA) are included in the total cost related per diem in section V.B.20 of the Plan; a statement providing for the Allowable Costs Section of the Plan to refer to the Nursing Facilities Limitations Handbook; Addition of "Bureau of Medicaid Program Analysis, Cost Reimbursement" to the location that a provider must submit a certified cost report.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of estimated regulatory cost has not been prepared.

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908 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: 9:00 a.m., August 15, 2000

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL 32308  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Carol Shotwell, Medicaid Cost Reimbursement, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Room 2106C, Mailstop 21, Tallahassee, Florida 32308, (850)414-2759

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-6.010 Payment Methodology for Nursing Home Services.

Reimbursement to participating nursing homes for services provided shall be in accord with the Florida Title XIX Long-Term Care Reimbursement Plan, Version ~~XIX XVIII~~ Effective Date \_\_\_\_\_ ~~April 24, 2000~~ and incorporated herein by reference. A copy of the Plan as revised may be

obtained by writing to the Deputy Director for Medicaid, 2727 Mahan Drive, Mailstop 8, Tallahassee, Florida 32308. The plan incorporates Provider Reimbursement Manual (HCFA Pub. 15-1).

Specific Authority 409.919 FS. Law Implemented 409.908 FS. History--New 7-1-85, Amended 10-1-85, Formerly 10C-7.482, Amended 7-1-86, 1-1-88, 3-26-90, 9-30-90, 12-17-90, 9-15-91, 3-26-92, 10-22-92, 4-13-93, 6-27-93, Formerly 10C-7.0482, Amended 4-10-94, 9-22-94, 5-22-95, 11-27-95, 11-6-97, 2-14-99, 10-18-99, 1-11-00, 4-24-00.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ms. Carol Shotwell

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Gary Crayton

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 16, 2000

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Payment Methodology for Inpatient Hospital Services  
RULE NO.: 59G-6.020

PURPOSE AND EFFECT: The purpose of the proposed amendment is to incorporate changes to the Florida Title XIX Inpatient Hospital Reimbursement Plan (the Plan) payment methodology, effective only for Fiscal year 2000-2001, to provide the following changes based on Legislative direction provided in House Bill 2145, General Appropriations Act 2000-2001, Specific Appropriation 217 and 234A, and proviso language following those specific appropriations and House Bill 2147, the Implementing Bill for the 2000-2001 General Appropriations Act:

1. An exemption for teaching, specialty, and Community Hospital Education Program (CHEP) hospitals from the variable cost reimbursement ceilings in Section IV. B and C of the Plan.
2. Special Medicaid payments totaling \$144,349,164 will be made to certain hospitals for costs associated with providing inpatient medical education and serving significant numbers of low-income patients. The following amounts shall be paid to teaching and children's hospitals:

\$2,998,909	All Children's Hospital
\$87,142,115	Jackson Memorial Hospital
\$1,617,294	Miami Children's Hospital
\$3,251,838	Mount Sinai Medical Center
\$2,511,252	Orlando Regional Medical Center
\$2,876,386	Shands Hospital-Alachua
\$9,356,836	Tampa General Hospital
\$21,126,584	Shands Hospital-Duval

The remaining funds shall be distributed to hospitals that qualify for the regular disproportionate share hospital program in proportion to each hospital's payments under the program. This addition is in Section V.L. of the Plan.

3. Provide for payments to hospitals qualifying for the disproportionate share program for children's hospitals under CS/HB 2339 creating section 409.9119, Florida Statutes in Section V.K. of the Plan.

4. The January 1, 1999 Medicaid per diem and 1994 audited financial data shall be used in calculating Hospital Regular Disproportionate Share program payments under section V.D. of the Plan.

Additional changes to the Plan include:

5. Add the "Bureau of Medicaid Program Analysis, Cost Reimbursement" to the location where a provider must file a certified cost report.

6. A correction related to previous state plan amendment Version XVIII, November 10, 1999, deleting language regarding the reporting of budgeted data for capital improvements and new, expanded or discontinued services for the purpose of setting reimbursement ceilings and individual hospital rates.

7. The provisions for reducing a hospital's per diem rate by 50% and canceling a provider agreement for late filing of a cost report are deleted and replaced with language providing for a retroactive recalculation of the reimbursement rate.

8. Updates to Florida Statute references, Code of Federal Regulations references, and minor grammar corrections.

9. Removal of the phrase "a second opinion" and "or post authorization" from section III G of the Plan.

10. Clarification of ceiling limitations as they pertain to rate adjustments in Section IV.J.

11. Addition of definitions for Community Hospital Education Program (CHEP) hospitals, Florida Department of Health (DOH), and clarification of the definition of allowable costs to include Generally Accepted Accounting Principles.

12. Updates to Appendix A, Adjustments to Allowable Medicaid Variable Costs.

13. Delete rate notification dates of June 1 and December 1 in Section IV. G.

The effect of the proposed amendment will be an exemption for teaching, specialty, and Community Hospital Education Program (CHEP) hospitals from the variable costs reimbursement ceilings; special Medicaid payments totaling \$144,349,164 will be made to certain hospitals for costs associated with providing inpatient medical education and serving significant numbers of low-income patients; provides for payments to hospitals qualifying for the disproportionate share program for children's hospitals under CS/HB 2339 creating section 409.9119, Florida Statutes; the January 1, 1999 Medicaid per diem and 1994 audited financial data shall be used in calculating Hospital Regular Disproportionate Share program payments under section V.D. of the Plan; addition of

"Bureau of Medicaid Program Analysis, Cost Reimbursement" to the location that a provider must submit a certified cost report, a correction related to previous state plan amendment Version XVIII, November 10, 1999, language regarding the reporting of budgeted data for capital improvements and new, expanded or discontinued services for the purpose of setting reimbursement ceilings and individual hospital rates is deleted, the provisions for reducing a hospital's per diem rate by 50% and canceling a provider agreement for late filing of a cost report are deleted and replaced with language providing for a retroactive recalculation of the reimbursement rate, and updates to Florida Statute references, Code of Federal Regulations references, and minor grammar corrections; Removal of the phrase "a second opinion" and "or post authorization" from section III G of the Plan; Addition of definitions for CHEP hospitals and the Department of Health (DOH), and a clarification to the definition of allowable costs to include Generally Accepted Accounting Principles; Updates to Appendix A, Adjustments to Allowable Medicaid Variable Costs; Clarification of ceiling limitations as they pertain to rate adjustments in Section IV.J; Delete rate notification dates of June 1 and December 1 in Section IV.G.

SUMMARY: The proposed amendment to rule number 59G-6.020 incorporates revisions to the Florida Title XIX Inpatient Hospital Reimbursement Plan by providing for an exemption for teaching, specialty, and Community Hospital Education Program (CHEP) hospitals from the variable costs ceilings; special Medicaid payments for certain hospitals for costs associated with providing inpatient medical education and serving significant numbers of low-income patients; payments to hospitals qualifying for the disproportionate share program for children's hospitals under CS/HB 2339 creating section 409.9119, Florida Statutes; the January 1, 1999 Medicaid per diem and 1994 audited financial data shall be used in calculating Hospital Regular Disproportionate Share program payments under section V.D. of the Plan; addition of "Bureau of Medicaid Program Analysis, Cost Reimbursement" to the location that a provider must submit a certified cost report; a correction related to previous state plan amendment Version XVIII, November 10, 1999, deleting language regarding the reporting of budgeted data for capital improvements and new, expanded or discontinued services for the purpose of setting reimbursement ceilings and individual hospital rates; the provisions for reducing a hospital's per diem rate by 50% and canceling a provider agreement for late filing of a cost report are replaced with language providing for a retroactive recalculation of the reimbursement rate; and updates to Florida Statutes references, Code of Federal Regulations references, and minor grammar corrections; Removal of the phrase "a second opinion" and "or post authorization" from section III G of the Plan; Addition of definitions for CHEP hospitals and the Department of Health (DOH), and a clarification to the definition of allowable costs to include Generally Accepted Accounting Principles; Updates

to Appendix A, Adjustments to Allowable Medicaid Variable Costs; Clarification of ceiling limitations as they pertain to rate adjustments in Section IV.J; Delete rate notification dates of June 1 and December 1 in Section IV.G.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** A statement of estimated regulatory cost has not been prepared.

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

**SPECIFIC AUTHORITY:** 409.919 FS.

**LAW IMPLEMENTED** 409.908 FS.

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

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

**PLACE:** Room 2118, 2727 Fort Knox Boulevard, Building 3, Tallahassee, Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Carol Shotwell, Medicaid Cost Reimbursement, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Room 2106C, Mailstop 21, Tallahassee, Florida 32308

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

59G-6.020 Payment Methodology for Inpatient Hospital Services.

Reimbursement to participating inpatient hospitals for services provided shall be in accord with the Florida Title XIX Inpatient Hospital Reimbursement Plan, Version ~~XIX XVIII~~, Effective Date: ~~November 10, 1999~~, and incorporated herein by reference. A copy of the Plan as revised may be obtained by writing to the Office of the Medicaid Director, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mailstop 8, Tallahassee, Florida 32308.

Specific Authority 409.919 FS. Law Implemented 409.908 FS. History--New 10-31-85, Formerly 10C-7.391, Amended 10-1-86, 1-10-89, 11-19-89, 3-26-90, 8-14-90, 9-30-90, 9-16-91, 4-6-92, 11-30-92, 6-30-93, Formerly 10C-7.0391, Amended 4-10-94, 8-15-94, 1-11-95, 5-13-96, 7-1-96, 12-2-96, 11-30-97, 9-16-98, 11-10-99, \_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Mrs. Carol Shotwell

**NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE:** Mr. Gary Crayton

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** June 7, 1999

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW:** June 16, 2000

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

**RULE TITLE:** Payment Methodology for Outpatient Hospital Services

**RULE NO.:** 59G-6.030

**PURPOSE AND EFFECT:** The purpose of the proposed amendment is to incorporate changes to the Florida Title XIX Outpatient Hospital Reimbursement plan (the Plan) payment methodology, effective only for Fiscal year 2000-2001, to provide the following changes based on the Legislative direction provided in House Bill 2145, General Appropriations Act 2000-2001, Specific Appropriation 220:

1) Provide an exemption for teaching, specialty, and Community Health Education Program (CHEP) hospitals from the outpatient hospital reimbursement ceilings.

Other changes to the Plan include:

2) Addition of "Bureau of Medicaid Program Analysis, Cost Reimbursement" to the location that a provider must submit a certified cost report.

3) Provide a correction related to previous state plan amendment Version VII, September 6, 1999, deleting language regarding the reporting of budgeted data for capital improvements and new, expanded or discontinued services for the purpose of setting reimbursement ceilings and individual hospital rates.

4) Delete the provision for canceling a provider agreement for late filing of a cost report and replace it with language providing for a retroactive recalculation of the reimbursement rate.

5) Update the Outpatient Revenue Center Codes, Florida Statute references, and Code of Federal Regulations references, and minor grammatical corrections.

6) Delete the phrases "a second opinion" and "or post authorization" from Section III.F. of the Plan.

7) Clarification of definition for allowable costs to include Generally Accepted Accounting Principles; Addition of definition for Teaching Hospital, Specialized Hospital and Community Hospital Education Program (CHEP).

8) Delete rate notification dates of June 1 and December 1 in Section IV.F.

9) Clarification of ceiling limitations as they pertain to rate adjustments in Section IV.I.

The effect of the proposed amendment will be: teaching, specialty, and Community Health Education Program (CHEP) hospitals will receive an exemption from the hospital outpatient reimbursement ceilings; addition of "Bureau of Medicaid Program Analysis, Cost Reimbursement" to the location that a provider must submit a certified cost report; a correction related to the previous state plan amendment Version VII, September 6, 1999, deleting language regarding the reporting of budgeted data for capital improvements and new, expanded, or discontinued services for the purpose of setting reimbursement ceilings and individual rates; the

provision for canceling a provider agreement for late filing of a cost report is deleted and replaced with language providing for a retroactive recalculation of the reimbursement rate; the Outpatient Revenue Center Codes, Florida Statute references, and Code of Federal Regulations references are updated; the phrases "a second opinion" and "or post authorization" are deleted from Section III F of the Plan; Clarification of definition for allowable costs to include Generally Accepted Accounting Principles; Addition of definition for Teaching Hospital, Specialized Hospital and Community Hospital Education Program (CHEP); Delete rate notification dates of June 1 and December 1 in Section IV.F.

**SUMMARY:** The proposed amendment to rule 59G-6.030 incorporates revisions to the Medicaid Outpatient Hospital Reimbursement Plan. The amendment provides for an exemption for teaching, specialty, and Community Hospital Education Program (CHEP) hospitals from outpatient hospital reimbursement ceilings; addition of "Bureau of Medicaid Program Analysis, Cost Reimbursement" to the location that a provider must submit a certified cost report; a correction related to previous state plan amendment Version VII, September 6, 1999, deleting language regarding the reporting of budgeted data for capital improvements and new, expanded or discontinued services for the purpose of setting reimbursement ceilings and individual hospital rates; the provision for canceling a provider agreement for late filing of a cost report is replaced with language providing for a retroactive recalculation of the reimbursement rate; updating Outpatient Revenue Center Codes, Florida Statute references, Code of Federal Regulation references; and the deletion of the phrases "a second opinion" and "or post authorization" from Section III F from the Plan; Clarification of definition for allowable costs to include Generally Accepted Accounting Principles; Addition of definition for Teaching Hospital, Specialized Hospital and Community Hospital Education Program (CHEP).

Delete rate notification dates of June 1 and December 1 in Section IV.F.; Clarification of ceiling limitations as they pertain to rate adjustments in Section IV.I.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** A statement of estimated regulatory cost has not been prepared.

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

**SPECIFIC AUTHORITY:** 409.919 FS.

**LAW IMPLEMENTED** 409.908 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:** 11:00 a.m., August 15, 2000

**PLACE:** 2727 Fort Knox Boulevard, Building 3, Conference Room C, Tallahassee, Florida 32308

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Carol Shotwell, Medicaid Cost Reimbursement, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Room 2106C, Mailstop 21, Tallahassee, Florida 32308

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

59G-6.030 Payment Methodology for Outpatient Hospital Services.

Reimbursement to participating outpatient hospitals for services provided shall be in accordance with the Florida Title XIX Outpatient Hospital Reimbursement Plan, Version VIII ~~VII~~, Effective date: \_\_\_\_\_ ~~September 6, 1999~~, and incorporated herein by reference. A copy of the Plan as revised may be obtained by writing to the Office of the Medicaid Director, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308.

Specific Authority 409.919 FS. Law Implemented 409.908 FS. History—New 10-31-85, Amended 12-31-85, Formerly 10C-7.401, Amended 10-1-86, 3-26-90, 9-30-90, 10-13-91, 7-1-93, Formerly 10C-7.0401, Amended 4-10-94, 9-18-96, 9-6-99, \_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Mrs. Carol Shotwell

**NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE:** Mr. Gary Crayton

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** June 7, 2000

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW:** June 16, 2000

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

**RULE TITLE:** Written Certification Examination **RULE NO.:**

Requirements 61G4-16.001

**PURPOSE AND EFFECT:** The Board proposes to amend sections of this rule so that it will accurately reflect the categories of content and percentages for exam questions for Division I Certification Examination Requirements.

**SUMMARY:** This rule sets forth the requirements for certification examination to be licensed for every category of contractor required to be certified under Chapter 489, Part I, Florida Statutes. It sets forth the general areas of competency to be tested and the weight percentages to be assigned to each area. The rule also includes a technical renumbering of paragraphs.

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

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

SPECIFIC AUTHORITY: 455.217, 489.108 FS.

LAW IMPLEMENTED: 455.217, 489.113 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cathleen E. O'Dowd, Interim Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, FL 32211-7467

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-16.001 Written Certification Examination Requirements.

(1) Certification Examination for General Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of three tests. The content areas to be covered and the relative weight shall be as follows:

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

~~(b)2.~~ Test two shall consist of questions relating to contract administration including managing and operating the day to day activities of a contracting firm. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

~~1.a. 27% Preconstruction Activities 28% Proposals and Bids~~

~~2.b. 40% 24% Project Contracts~~

~~e. 34% Contract Scheduling~~

~~3.d. 20% 14% Obtaining Licenses, Permits and Approvals~~

~~4. 13% Construction Procedures and Operations~~

~~(c)3.~~ Test three shall consist of questions relating to project management including managing, controlling and conducting a specific project. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

~~1.a. 67% Construction Methods, 20% Materials, Tools, and Equipment~~

~~2.b. 13% 12% Safety~~

~~e. 30% Construction Methods~~

~~3.d. 20% 38% Reading Plans and Specifications~~

(2) Certification Examination for Building Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of three tests.

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

~~(b)2.~~ Test two shall consist of questions relating to contract administration including managing and operating the day to day activities of a contracting firm. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

~~1.a. 28% Preconstruction Activities Proposals and Bids~~

~~2.b. 38% 24% Project Contracts~~

~~e. 34% Contract Scheduling~~

~~3.d. 20% 14% Obtaining Licenses, Permits and Approvals~~

~~4. 14% Construction Procedures and Operations~~

~~(c)3.~~ Test three shall consist of questions relating to project management including managing, controlling, and conducting a specific project. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

~~1.a. 68% Construction Methods, 20% Materials, Tools, and Equipment~~

~~2.b. 12% Safety~~

~~e. 30% Construction Methods~~

~~3.d. 20% 38% Reading Plans and Specifications~~

(3) Certification Examination for Residential Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of three tests.

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

~~(b)2.~~ Test two shall consist of questions relating to contract administration including managing and operating the day to day activities of a contracting firm. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

~~1.a. 27% Preconstruction Activities 28% Proposals and Bids~~

~~2.b. 40% 24% Project Contracts~~

~~e. 34% Contract Scheduling~~

~~3.d. 20% 14% Obtaining Licenses, Permits and Approvals~~

~~4. 13% Construction Procedures and Operations~~

~~(c)3.~~ Test three shall consist of questions relating to project management including managing and operating the day to day activities of a contracting firm. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

~~1.a. 67% Construction Methods, 20% Materials, Tools, and Equipment~~

~~2.b. 13% 12% Safety~~

~~e. 30% Construction Methods~~

~~3.d. 20% 38% Reading Plans and Specifications~~

(4) Certification Examination for Mechanical Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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



~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the mechanical contracting trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through j. renumbered 1. through 10. No change.

(5) Certification Examination for Class A Air Conditioning Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the Class A air conditioning trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through g. renumbered 1. through 7. No change.

(6) Certification Examination for Class B Air Conditioning Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the Class B air conditioning trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through g. renumbered 1. through 7. No change.

(7) Certification Examination for Roofing Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the roofing trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through i. renumbered 1. through 9. No change.

(8) Certification Examination for Sheet Metal Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the sheet metal trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through f. renumbered 1. through 6. No change.

(9) Certification Examination for Commercial Pool/Spa Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the commercial pool/spa trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through l. renumbered 1. through 12. No change.

(10) Certification Examination for Residential Pool/Spa Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the residential pool/spa trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through l. renumbered 1. through 12. No change.

(11) Certification Examination for Swimming Pool/Spa Servicing Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the swimming pool/spa servicing trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through h. renumbered 1. through 8. No change.

(12) Certification Examination for Plumbing Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the plumbing trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through h. renumbered 1. through 8. No change.

~~9.1-~~ Test two shall include, but shall not be limited to, five plumbing isometric drawings. The content of the drawings shall conform to the content areas listed in ~~1. 2-a~~ through ~~8. 2-h~~ above. Each of the isometric drawings is worth up to a maximum of 10 points. Based on the criteria listed below, each drawing will be independently evaluated by three graders. At least two of the graders must agree that a criterion is correct in order for that criterion to be graded as correct and points to be awarded. If one or more criterion is determined to be incorrect by at least two of the graders, points will not be awarded for that criterion. The awarded points for all criteria will be summed and converted to a 10 point scale to determine the score for each drawing. The following are the criteria and points used by the graders to evaluate each of the five isometric drawings.

(i) through (viii) renumbered a. through h. No change.

(13) Certification Examination for Underground Utility and Excavation Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the underground utility and excavation trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through h. renumbered 1. through 8. No change.

(14) Certification Examination for Pollutant Storage System Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the pollutant storage system specialty trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through l. renumbered 1. through 12. No change.

(15) Certification for Gypsum Drywall Specialty Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the gypsum drywall specialty trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

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

(16) Certification Examination for Specialty Structure Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the specialty structure trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through h. renumbered 1. through 8. No change.

(17) Certification Examination for Solar Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the solar trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through c. renumbered 1. through 3. No change.

(18) Certification Examination for Gas Line Contractors.

~~(a) Areas of Competency.~~ The certification examination shall consist of two tests.

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

~~(b)2-~~ Test two shall consist of questions relating to general knowledge of the gas line trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

a. through k. renumbered 1. through 11. No change.

(19) through (21) No change.

Specific Authority 455.217, 489.108 FS. Law Implemented 455.217, 489.113 FS. History—New 1-6-80, Amended 9-24-84, Formerly 21E-16.01, Amended 5-3-87, 10-4-87, 6-2-88, 12-19-88, 5-23-89, 8-23-89, 2-5-91, 1-29-92, 10-11-92, 5-2-93, Formerly 21E-16.001, Amended 10-17-93, 5-9-95, 11-28-95, 3-11-96, 11-13-97, 4-13-99.

NAME OF PERSON ORIGINATING PROPOSED RULE: Construction Industry Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 23, 2000

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE TITLE: Examination and Reexamination

RULE NO.: 61G4-16.009

PURPOSE AND EFFECT: The proposed rule amendments are intended to address examination and reexamination criteria.

SUMMARY: The proposed rule amendments clarify language with regard to reexamination and set forth criteria for the scheduling of examinations.

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

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

SPECIFIC AUTHORITY: 455.217(2), 455.219(1), 489.108, 489.129(2) FS.

LAW IMPLEMENTED: 455.217, 489.109, 489.111 FS.

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

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cate O'Dowd, Interim Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-16.009 Examination and Reexamination.

(1)(a) No change.

(b) Reexamination.

1. ~~A candidate An applicant~~ who fails any of the tests referenced to ~~in paragraph (1)(a) or~~ in Rule 61G4-16.001, F.A.C., above shall be required to pay the reexamination fee as set forth in paragraph (3)(c) below. A candidate who does not appear for a scheduled test shall be considered to have failed that test.

2. ~~A candidate An applicant~~ shall be required to retake only the tests on which he or she failed to achieve a passing score. However, ~~a candidate an applicant~~ must pass all tests within three attempts of said tests; after which time all past test scores of the ~~candidate applicant~~ shall be considered invalid and he or she shall be required to make an original application and pay all appropriate fees. All three attempts must be completed within a three hundred sixty-five (365) day period. ~~A candidate An applicant~~ may avail himself or herself of a maximum of three (3) examination attempts within a three hundred sixty-five (365) day period. ~~This section shall have no effect upon the application requirements set forth in Rule 61G4-12.009 and 16.002, Florida Administrative Code.~~

3. ~~A candidate An applicant~~ who fails the examination in whole or in part on his or her first or second attempt may submit an application to retake the certification examination to the Department's Bureau of Testing no less than forty-five (45) days prior to the administration of the examination the ~~candidate applicant~~ wishes to take provided he or she pays all appropriate fees as set forth in paragraph (3) below.

(2) Manner of Application for Examination and Scheduling. An original application for examination must be received by the ~~Department Board office~~ at least ninety (90) days prior to the administration of the examination the applicant wishes to take. The current and complete examination application submitted must be accompanied by the submission of two recent photographs of the applicant (said photos to be no older than twelve (12) months and 1 1/2 x 1 1/2 inches in size).

(a) In order to schedule an examination date, candidates shall be required to contact the Department's Bureau of Testing within thirty (30) days of the date in their "original date of confirmation letter."

(b) Failure of any candidate to contact the Department's Bureau of Testing within thirty (30) days of the date in his/her "original date of confirmation letter" shall result in forfeiture of all fees and shall count as one of the three attempts candidates are allowed per year. The candidate shall be required to file a new application and pay all necessary fees.

(c) Candidates shall have six (6) months from the date in their "original date of confirmation letter" during which they must sit for the examination.

(d) Failure of any candidate to sit for the examination within six (6) months from the date in his/her "original date of confirmation letter" shall result in forfeiture of all fees and the candidate shall be required to make an original application and pay all necessary fees.

(3) through (4) No change.

Specific Authority 455.217(2), 455.219(1), 489.108, 489.129(2) FS. Law Implemented 455.217, 489.109, 489.111 FS. History—New 2-25-93, Formerly 21E-16.009, Amended 10-17-93, 7-20-94, 11-25-97, 9-15-99, 4-26-00,

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Construction Industry Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 12, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 9, 2000

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors' Licensing Board**

RULE TITLE: Reexamination

RULE NO.: 61G6-6.005

PURPOSE AND EFFECT: The board proposes to add Subsection (2) to this rule to define and clarify the guidelines in the event a candidate fails the certification exam 3 or more times.

SUMMARY: The Board determined to establish criteria for those applicants who fail the certification exam multiple times.

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

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

SPECIFIC AUTHORITY: 455.217(2) FS.

LAW IMPLEMENTED: 455.217(2) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-6.005 Reexamination.

(1) An applicant who fails the certification examination or who does not appear at the examination shall be entitled to take the next examination upon payment of the reexamination fee and compliance with subsection two of this rule, if applicable.

(2) Prior to reexamination, an applicant who has taken and failed the certification examination 3 or more times, must complete a minimum of 7 hours of continuing education courses in area(s), technical, general business or safety, where a passing grade of 75% was not achieved on the last exam. Only courses taken in an area(s) in which a passing grade was not received will be counted toward meeting this requirement. If more than one area was not passed, the applicant must take 7 hours of courses in each area where a passing grade was not achieved. Courses taken pursuant to this provision may not be used to satisfy any other educational requirement.

Specific Authority 455.217(2) FS. Law Implemented 455.217(2) FS. History—New 4-17-80, Formerly 21GG-6.05, Amended 7-3-91, Formerly 21GG-6.005, Amended 12-24-97,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrical Contractors’ Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Electrical Contractors’ Licensing Board

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 23, 2000

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors’ Licensing Board**

RULE TITLES: Continuing Education Requirements

RULE NOS.:

for Certificate Holders and Registrants 61G6-9.004  
Registration of Course Sponsors 61G6-9.005  
Approval of Continuing Education Courses 61G6-9.006

PURPOSE AND EFFECT: The Board proposes to amend Rule 61G6-9.004, Subsection (3) to correct Statute citations and Subsection (4) for clarity of text. Rule 61G6-9.005 is being amended to update the term a course sponsor registration is valid, and Rule 61G6-9.006 amendments are to correct Statute citations.

SUMMARY: Rule 61G6-9.004 is being amended to set forth the requirement of a person who is licensed fewer than 12 months. The amendment in Rule 61G6-9.005 extends the time from 2 to 4 years a course sponsor registration is valid, and Rule 61G6-9.006 is amended to correct citations.

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

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

SPECIFIC AUTHORITY: 455.225, 455.227, 489.507(3), 489.517(3) FS.

LAW IMPLEMENTED: 489.513(3), 489.517(3), 489.531, 489.533 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULES IS:

61G6-9.004 Continuing Education Requirements for Certificate Holders and Registrants.

(1) through (2) No change.

(3) A person certified or registered by the board who is also certified under Chapter 468, Part XII XIII, F.S., as a building official, inspector, or plans examiner shall be required to complete the continuing education requirements only once during each biennial period. Proof of completion by any such person must be submitted with each renewal application.

~~(4) A person initially licensed 12 months or fewer prior to the end of a biennial period is required to complete 7 hours of continuing education as a condition of renewal. A person licensend more than 12 months prior to the end of a biennial period is required to complete 14 hours of continuing education as a condition of renewal. A person is not required to complete any continuing education requirements for the year in which a certificate or registration is initially issued. Any person who obtains a certificate or registration more than 12 months prior to the end of a biennial period is required to complete two classroom hours of approved continuing education per quarter, not to exceed seven hours for the first year, as a condition of the first renewal of the certificate or registration.~~

Specific Authority 489.507(3) FS. Law Implemented 489.513(3), 489.517(3) FS. History—New 11-30-94, Amended \_\_\_\_\_.

61G6-9.005 Registration of Course Sponsors.

(1) through (2) No change.

(3) The course sponsor registration is valid for four (4) ~~two~~ years from the date of issue.

(4) through (8) No change.

Specific Authority 455.225, 455.227, 489.507(3) FS. Law Implemented 489.517, 489.531, 489.533 FS. History—New 11-30-94, Amended 6-13-96, 10-20-96, 12-25-96, 3-24-99,\_\_\_\_\_.

61G6-9.006 Approval of Continuing Education Courses.

(1) through (2) No change.

(3) Any course approved for the continuing education requirements for persons certified under Chapter 468, Part ~~XII~~ ~~XIII~~, F.S., shall be accepted for continuing education for renewal under this rule, for persons who are certified under Part ~~XII~~ ~~XIII~~ and who are certified or registered under this part.

(4) through (14) No change.

Specific Authority 489.507(3), 489.517(3) FS. Law Implemented 489.517(3) FS. History—New 11-30-94, Amended 6-13-96, 12-25-96, 10-6-97, 3-24-99, 5-6-99.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Electrical Contractors' Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Electrical Contractors' Licensing Board

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 23, 2000

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE TITLE: Continuing Professional Education

RULE NO.: 61H1-33.003

PURPOSE AND EFFECT: This rule is being amended to update the classification of CPE courses in order to implement the Quality Assurance Service (QAS).

SUMMARY: This rule sets forth the continuing professional educational requirements necessary to maintain a CPA license. It explains courses required for continuing education credits and how the credit is given.

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

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

SPECIFIC AUTHORITY: 473.304, 473.312 FS.

LAW IMPLEMENTED: 473.312 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A NOTICE OF HEARING WILL BE PUBLISHED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY. (IF NOT REQUESTED IN WRITING, A HEARING WILL NOT BE HELD)

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Martha Willis, Executive Director, Board of Accountancy, 2610 Northwest 43rd Street, Suite 1-A, Gainesville, Florida 32606

THE FULL TEXT OF THE PROPOSED RULES IS:

61H1-33.003 Continuing Professional Education.

(1)(a) No change.

(b) Licensees who do not meet the requirements by June 30th will be granted an automatic extension until September 15th provided the licensee submits an additional 8 hours in Accounting and Auditing subjects. An automatic extension will be granted until December 1st provided the licensee submits an additional 16 hours in Accounting and Auditing subjects. Licensees utilizing the automatic extension must submit reporting forms postmarked by September 15 or December 1st.

(2) Educational instruction or training in public accounting subjects or courses of study is hereby defined as formal programs of learning, as defined below, which contribute directly to professional competency following licensure to practice public accountancy. Unless otherwise approved by the Board, subjects or courses of study qualifying an individual for the purpose of this rule shall be limited to accounting and auditing subjects to consist of:

(a) Accounting and auditing subjects to consist of:

(a) through (b) renumbered 1. through 2. No change.

(b) Technical business subjects to consist of:

1. through 2. No change.

3. General business including, but not limited to, economics, business law, production or operational systems, marketing, finance, quantitative applications in business and business policy, and computers and information systems without audit applications); and

(c) Behavioral subjects to consist of:

1.3. Oral and written communications.

2. The social environment of business.

~~4. General business including, but not limited to, economics, the social environment of business, business law, production or operational systems, marketing, finance, quantitative applications in business and business policy, and computers and information systems (without audit application);~~

~~3.5. No change.~~

(3) Effective July 1, 1999, educational instruction or training in public accounting subjects or courses of study is hereby defined as formal programs of learning as defined below, which contribute directly to professional competency following licensure to practice public accountancy. Subjects or courses of study qualifying an individual for the purposes of this shall be limited to: Unless otherwise approved by the Board and subject to the formalities and further requirements of Rule 61H1-33.003(4), programs of learning shall be limited to:

(a) Accounting and auditing subjects to consist of: Courses taken at institutions of higher education.

Accounting and financial reporting subjects, the body of knowledge dealing with recent pronouncements of authoritative accounting principles issued by the standard-setting bodies, and any other related subject generally classified within the accounting discipline. Subjects include auditing subjects related to the examination of financial statements, operations systems, and programs; the review of internal and management controls; and the reporting on the results of audit findings, compilation and review. It also includes assurance services that relate to Standards for Attest Engagements.

(b) Technical business subjects to consist of: ~~Other professional education or training:~~

1. Taxation including tax compliance and tax planning. Professional development courses sponsored by, and technical sessions at meetings of, the American Institute of Certified Public Accountants, state societies of certified public accountants, and chapters thereof, and other approved organizations, including but not limited to, the National Association of Accountants, American Accounting Associations, Financial Executives Institute, American Woman's Society of Certified Public Accountants and similar professional organizations.

2. Consulting services including management advisory services; personal financial planning services; planning and control systems dealing with planning, organizing and controlling any phase of individual financial activity or business activity; designing, implementing, and evaluating operating systems as well as business advisory services and personal financial planning. Formal organized in-firm educational programs, including multifirm programs.

3. Management including practice management for the public practitioner; financial management of an organization including information systems, budgeting and asset management, planning, buying and selling businesses, contracting for goods and services and foreign operation; budgeting; cost analysis; human resource management; and financial management. Formal correspondence or other individual study programs.

4. Specialized knowledge and applications including subjects related to specialized industries such as not for profit organizations, health care, oil and gas.

(c) Behavioral subjects including oral and written communications and the social environment of business. Preparation of books or articles which are published in recognized academic, trade or professional journals, in the subject matter set forth in Rule 61H1-33.003(2).

All courses not covered above are considered behavior except for business meetings, social functions, committee service and courses in elementary accounting or basic mathematics which do not qualify for credit.

(4) Credit may be prorated by the sponsor for courses that cover more than one area of study by (1) prorating the amount of time spent in each area or (2) awarding credit based on the lowest topic covered with accounting and auditing being the highest and behavioral the lowest. Therefore an eight-(8-) hour course that was 75% accounting and auditing and 25% management would receive (1) six (6) hours of accounting and auditing credit and two (2) hours of technical business or two (2) hours all technical business. Hours cannot be prorated in less than one hour increments.

~~(5)(4)~~ In order for a licensee to receive credit for programs of learning, as defined above, the following formalities and further requirements must be met:

(a) through (b) No change.

~~(c) The preparation of books or articles shall be credited for continuing professional education purposes on a self-declaration basis but shall be limited to twenty (20) hours of credit in any two-year reestablishment period.~~

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

Specific Authority 473.304, 473.312 FS. Law Implemented 473.312 FS. History—New 12-4-79, Amended 2-3-81, 4-5-83, 10-19-83, 7-7-85, 8-20-85, 9-18-88, Formerly 21A-33.03, Amended 9-18-88, 7-7-92, 12-2-92, Formerly 21A-33.003, Amended 12-14-93, 1-26-98,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Accountancy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 30, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 12, 2000

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

DOCKET NO.: 99-31R

RULE CHAPTER TITLE: Criteria for the Production and Use  
of Compost Made from Solid Waste

RULE CHAPTER NO.: 62-709

RULE TITLES: General Provisions

RULE NOS.: 62-709.300

Yard Trash Processing Facilities

62-709.320

Design Criteria

62-709.500

Operation Criteria

62-709.510

Testing, Recording and Reporting Requirements

62-709.530

PURPOSE AND EFFECT: The current rule exempts yard trash mulching facilities from the permitting requirements applicable to solid waste composting facilities. The proposed changes would essentially continue that exemption, and expand it to include yard trash composting facilities and yard trash transfer stations. The rule does impose some minimal operational requirements and a registration process. There are also a number of clerical or technical changes that need to be made.

SUMMARY: A new section is being added to Chapter 62-709 that will address yard trash processing facilities, which include facilities that mulch, compost, or transfer yard trash. The rule provides an exemption from solid waste permitting requirements for qualifying facilities, but imposes record keeping, registration and reporting requirements. Some minimal design and operation standards are created, and siting prohibitions which are less stringent than those imposed by Chapter 62-701 are established. A number of clerical changes are also being made, mainly updating cross-references to forms and other rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 403.061, 403.704, 403.7043 FS.

LAW IMPLEMENTED: 403.7043, 403.707 FS.

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

TIME AND DATE: 10:00 a.m., Thursday, August 24, 2000

PLACE: Twin Towers, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400

If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel Services as (850)488-2996 or 1(800)955-8771 (TDD), at least seven days before the meeting. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Francine Joyal, Solid Waste Section, Mail Station 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)488-0300

THE FULL TEXT OF THE PROPOSED RULES IS:

62-709.300 General Provisions.

(1) No change.

(2) No solid waste management facility whose purpose is or includes the production of compost shall be constructed, operated, expanded or modified without an appropriate or currently valid permit issued by the Department unless specifically exempted by Chapter 403, F.S., Chapter 62-701, F.S., or this chapter.

(3) Application for a permit shall be pursuant to the requirements specified in Rules 62-701.320(5),(6),(7)(a)-(g) and (8), F.A.C., except that Form 62-701.900(10)(7) shall be used.

(4) No change.

(5) Simple exposure of solid waste with little to no mechanical handling that results in natural decay is considered disposal and is subject to the requirements of ~~Chapter Rule~~ 62-701, F.A.C.

(6) Solid waste which is composted as a volume reduction measure prior to intended disposal is not regulated by this rule, but is regulated under ~~Chapter Rule~~ 62-701, F.A.C.

(7) No change.

(8) Composting facilities that process domestic ~~wastewater residuals sludge~~ with yard trash are not regulated under this chapter, but are regulated under ~~Chapter 62-640 Rule 62-540~~, F.A.C.

(9) Composting facilities that process domestic ~~wastewater residuals sludge~~ with other solid wastes are regulated under this ~~chapter rule~~. However, nothing in this ~~chapter rule~~ shall relieve such facilities from complying with other applicable federal or state rules or regulations regarding ~~domestic wastewater residuals sludge~~ management.

(10) No change.

~~(11) The processing of yard trash into other usable materials such as mulch is not considered composting, and is not regulated by this rule.~~

~~(11)(12)~~ No person shall cause or allow the discharge of air pollutants which cause objectionable odor in violation of ~~Chapter Rule~~ 62-296, F.A.C.

(13) through (15) renumbered (12) through (14) No change.

~~(15)(16)~~ No treated or untreated biomedical waste, as regulated by Chapter ~~64E-16 62-712~~, F.A.C., shall be accepted at composting facilities.

~~(16)(17)~~ Used oil, hazardous waste and asbestos-containing waste shall not be processed into compost except for small quantities normally found in household waste.

Specific Authority 403.061, 403.704, 403.7043 FS. Law Implemented 403.7043, 403.707 FS. History--New 11-21-89, Formerly 17-709.300, Amended 12-17-96,\_\_\_\_\_.

62-709.320 Yard Trash Processing Facilities.

(1) Applicability.

(a) Owners or operators of yard trash processing facilities that meet the criteria of this rule are exempt from any requirements to obtain a solid waste management facility permit from the Department. However, if these criteria are not met then a solid waste management facility permit is required:

1. In accordance with Chapter 62-701, F.A.C., for disposal operations or transfer stations; or

2. In accordance with Chapter 62-709, F.A.C., for recycling operations. In this case, the provisions for composting facilities in this chapter shall apply to the recycling operations, including permitting, design and operating criteria, testing, recording and reporting.

(b) Owners or operators of yard trash processing facilities that meet the criteria of this rule are not subject to the requirements of Rules 62-709.500, 62-709.510 and 62-709.530, F.A.C. However, they are subject to the requirements in Rules 62-709.300, 62-709.550, and 62-709.600, F.A.C.

(c) Owners or operators of existing yard trash processing facilities shall register in accordance with subsection (5) of this rule by [effective date + 6 months] and comply with the remaining provisions of this rule by [effective date + 12 months]. However, if a yard trash processing facility is already authorized under another Department solid waste management facility permit, then facility registration under this rule is not required as long as that permit remains valid.

(2) Definitions. The following terms as used in this rule, unless the context indicates otherwise, shall have the following meaning:

(a) "Clean wood" means wood, including lumber, tree and shrub trunks, branches, and limbs, which is free of paint, glue, filler, pentachlorophenol, creosote, tar, asphalt, other wood preservatives or treatments.

(a) "Yard trash" has the meaning given in Rule 62-701.200, F.A.C., and solely for purposes of this rule, it includes clean wood.

(b) "Yard trash processing facility" means a yard trash transfer station or a yard trash recycling facility, but does not include a facility used for the disposal of yard trash.

(c) "Yard trash recycling facility" means a facility at which yard trash is mulched, composted, or otherwise processed into useable materials, but does not include a facility used for the disposal of yard trash.

(d) "Yard trash transfer station" means a facility at which yard trash is stored or held for transport to a processing or disposal facility or for use at another site. It does not include green boxes, compactor units, permanent dumpsters, or other containers from which such wastes are transported to a landfill or other solid waste management facility.

(3) Prohibitions. Owners or operators of yard trash processing facilities shall comply with the prohibitions specified in Rules 62-701.300(1), (2)(a), (d), (e), (f), (h), and (3), F.A.C. In addition, the following apply to yard trash processing facilities, although it is the intent of the Department to repeal these paragraphs if and when Rule 62-701.300, F.A.C., is amended to address yard trash processing facilities.

(a) No yard trash or processed yard trash shall be placed within 100 feet of any existing or approved off-site potable water well unless this activity takes place at a facility for which a complete registration was filed or which was originally registered before the potable water well was in existence. This prohibition shall apply to lateral expansion of the registered facility.

(b) No yard trash or processed yard trash shall be placed within 200 feet of any existing or approved potable water well serving a community water system as defined in Rule 62-550.200(9), F.A.C., unless this activity takes place at a facility for which a complete registration was filed or which was originally registered before the potable water well was in existence. This prohibition shall apply to lateral expansion of the registered facility.

(c) No yard trash or processed yard trash shall be placed within 50 feet of any natural or artificial body of water. For purposes of this paragraph, a "body of water" includes wetlands within the jurisdiction of the Department, but does not include impoundments or conveyances that are part of a permitted stormwater management system, or water bodies contained completely within the property boundaries of the facility that do not discharge from the site to surface waters.

(4) Design and operating requirements.

(a) The facility shall have the operational features and equipment necessary to maintain a clean and orderly operation, including:

1. An effective barrier to prevent unauthorized entry and dumping into the facility site;

2. Dust control methods; and

3. Fire protection and control provisions to deal with accidental burning of solid waste, including:

a. There shall be an all-weather access road, at least 20 feet wide, all around the perimeter of the site;

b. There shall be interior lanes at least 15 feet wide; and

c. No part of the area that is occupied by processed or unprocessed material shall be more than 50 feet from access by motorized fire fighting equipment.

(b) The facility shall be operated in a manner to control disease vectors, and to control objectionable odors in accordance with Rule 62-296.320(2), F.A.C.

(c) Any yard trash received at the facility shall be processed or removed within 6 months, or within the period required to receive 3,000 tons or 12,000 cubic yards, whichever is greatest. To be considered processed, material must pass a 6-inch sieve. However, logs with a diameter of 6 inches or greater may be stored for up to 12 months before they are processed or removed, provided the logs are separated and stored apart from other materials on site.

(d) Processed material shall be removed from the facility within 18 months. However, if a yard trash processing facility is authorized under another Department solid waste management facility permit, then the department shall authorize on-site storage of processed material for longer than 18 months if the owner or operator demonstrates that there is a quantifiable use for such material for cover, erosion control, closure, or other similar activities at that permitted facility.

(e) Only yard trash, and bags used to collect yard trash, shall be accepted at the facility. Any other material shall be containerized, with all putrescible material removed within 48 hours. Further, if any of the following materials are discovered, they shall be immediately containerized and removed from the facility: treated or untreated biomedical waste; hazardous waste; or any materials containing a polychlorinated biphenyl (PCB) concentration of 50 parts per million or greater.



(5) Registration. Owners or operators of yard trash processing facilities shall register with the Department before beginning operation, or in accordance with paragraph (1)(c) of this rule.

(a) Registration shall be submitted on Form 62-709.320(7)(a).

(b) The registrant shall provide the facility name, physical address, mailing address, contact name and telephone number, and affirm that facility design and operations comply with the requirements of this rule. The registrant shall also provide documentation that the registrant either owns the land or has legal authorization from the landowner to operate a yard trash processing facility on that site.

(c) Renewal applications for registrations shall be submitted annually by April 1.

(d) The application for registration shall include the annual report required in subsection (6) of this rule. Owners and operators of yard trash processing facilities that are submitting their first registration before beginning operations are not subject to this requirement.

(e) The processing fee for registration is \$35. The fee shall be submitted with the registration application in accordance with the provisions of Rule 62-4.050, F.A.C.

(6) Record keeping and reporting. Monthly records of incoming and outgoing material shall be kept on site or at another location as indicated on the registration form for at least three years. The values may be in cubic yards or tonnage, but the same unit of measurement shall be used to record both incoming and outgoing material. An annual report, based on the preceding calendar year, shall summarize the monthly records and shall be submitted to the Department using Form 62-709.320(7)(b) with the application for registration. The initial annual report for existing facilities shall also include a current site inventory of materials.

(7) Forms. The forms used by the Department in this rule are adopted and incorporated by reference in this subsection. The form is listed by rule number, which is also the form number, and with the subject, title and effective date. Copies of forms may be obtained from a local District Office or by writing to the Florida Department of Environmental Protection, Solid Waste Section, Mail Station 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

(a) Form 62-709.320(7)(a): Application for Registration of a Yard Trash Processing Facility, effective \_\_\_\_\_.

(b) Form 62-709.320(7)(b): Annual Report for a Yard Trash Processing Facility, effective \_\_\_\_\_.

Specific Authority 403.061, 403.704, 403.7043 FS. Law Implemented 403.7043, 403.707 FS. History--New \_\_\_\_\_.

62-709.500 Design Criteria.

(1) through (2) No change.

(3) Stormwater management system design standards.

(a) Stormwater controls shall be designed, constructed, and maintained to meet the requirements of ~~Chapters Rule~~ 62-25 and 62-330, F.A.C., or requirements of the water management district where the Department has delegated stormwater permitting to a water management district.

(b) Stormwater management systems shall be designed to prevent run-off from entering the receiving, processing, curing or storage areas. Stormwater or other water which comes into contact with the solid waste received, being stored, processed or composted, or which mixes with leachate shall be considered leachate and shall be reused in the process or treated to meet applicable standards of Chapters 62-25, 62-302 and 62-330 ~~Rules 17-3 and 62-4~~, F.A.C., at the point of discharge.

(c) No change.

(4) No change.

(5) An operation plan shall be submitted with all facility construction permit applications. The operation plan shall provide written instructions for the daily operation and maintenance of the facility. The plan shall be revised when operational procedures change. The plan shall include the following detailed procedures at a minimum:

(a) through (h) No change.

(i) Contingency operations, including reserve or alternate equipment, or alternate waste handling and disposal methods in case of emergency such as a natural disaster or equipment failure or receipt of prohibited materials such as used oil, asbestos-containing material or hazardous or ~~biohazardous~~ biomedical waste.

(6) No change.

(7) In addition to the requirements specified in (1) through (6) above, the following requirements apply to composting facilities which process solid waste other than only yard trash or manure.

(a) through (b) No change.

(c) Leachate shall be reused in the process or treated in a leachate treatment system to meet applicable standards of Chapters 62-25, 62-302 and 62-330 ~~Rules 17-3 and 62-4~~, F.A.C., at the point of discharge.

Specific Authority 403.061, 403.704, 403.7043 FS. Law Implemented 403.7043, 403.707 FS. History--New 11-21-89, Formerly 17-709.500, Amended \_\_\_\_\_.

62-709.510 Operation Criteria.

(1) The following operation requirements apply to all composting facilities.

(a) No change.

(b) The facility shall be operated in a manner, with any needed measures taken, to control vectors and odors.

(c) through (d) No change.

(e) More than half of the compost stored at the facility shall be used or sold for use within each year beginning the third year after facility startup. Further, any compost remaining

at the facility for three years after it was produced shall be disposed of pursuant to the requirements of Chapter Rule 62-701, F.A.C., or shall be reprocessed so that it can be sold or used.

- (f) No change.
- (2) No change.

(3) In addition to the requirements specified in subsection (1) above, the following requirements apply to composting facilities that process solid waste, other than only yard trash or manure.

(a) All waste delivered to the facility shall be confined to a designated delivery or storage area until processed. Any material not processed within 72 hours shall be removed and disposed of pursuant to Chapter Rule 62-701, F.A.C. Any recovered materials removed from the solid waste stream shall be stored in a manner that prevents vector problems, and shall be removed from the facility at least annually.

- (b) No change.

(4) When a solid waste management facility that produces compost ceases operation, all residuals, solid waste, and recyclable materials shall be removed from the site and recycled, or disposed of pursuant to the requirements of Chapter Rule 62-701, F.A.C. Any remaining compost shall be used in accordance with the requirements of this rule or disposed of pursuant to the requirements of Chapter Rule 62-701, F.A.C.

Specific Authority 403.061, 403.704, 403.7043 FS. Law Implemented 403.7043 FS. History—New 11-21-89, Formerly 17-709.510, Amended

62-709.530 Testing, Recording and Reporting Requirements.

- (1) through (2) No change.

(3) Owners and operators of facilities producing compost made from solid waste shall submit to the Department an annual report by June 1. The report shall be submitted on Form 62-701.900(11) 62-709.900(2), and shall include:

- (a) through (f) No change.

Specific Authority 403.061, 403.704, 403.7043 FS. Law Implemented 403.7043 FS. History—New 11-21-89, Formerly 17-709.530, Amended

NAME OF PERSON ORIGINATING PROPOSE RULE: Bill Hinkley, Chief, Bureau of Solid and Hazardous Waste

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: John Ruddell, Director, Division of Waste Management

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 6, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 3, 1999

**DEPARTMENT OF HEALTH**

**Division of Medical Quality Assurance**

RULE TITLE: Biennial Licensing  
 RULE NO.: 64B-9.001

PURPOSE AND EFFECT: The Department of Health, Division of Medical Quality Assurance, proposes the development of a rule to address the biennial renewal of licenses.

SUMMARY: The proposed rule addresses and clarifies the process of biennial renewal of licenses.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 455.521(5) FS.

LAW IMPLEMENTED: 455.521(1) FS.

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

TIME AND DATE: 9:00 a.m., August 14, 2000

PLACE: Department of Health, Bureau of Operations, 4052 Ball Cypress Way, Room 110J, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Melissa Meadows, OMC Manager, Bureau of Operations/MQA, 4052 Ball Cypress Way, Bin #C10, Tallahassee, Florida 32399-3260

THE FULL TEXT OF THE PROPOSED RULE IS:

64B-9.001 Biennial Licensing.

(1) Pursuant to Section 455.521(1), Florida Statutes, the Department hereby implements a plan for staggered biennial renewal of licenses issued the Division of Medical Quality Assurance.

(2) The staggered biennial renewal issuance plan does not apply to the renewal of licenses which have a statutory period of one year or less and which do not mature into permanent licenses which would be subject to regular annual renewal.

(3) Biennial period shall mean a period of time consisting of 2 years (24 months). The first biennial period for the purposes of each board shall commence and continue on the dates specified in the department plan as set forth for each respective profession.

(4) The schedule for biennial license renewal for each respective profession shall be as follows:

	<u>EVEN YEARS</u>	<u>ODD YEARS</u>		
<u>Acupuncturists</u>	<u>February 28</u>		<u>Optometrists</u>	<u>February 28</u>
<u>Athletic Trainers</u>	<u>September 30</u>		<u>Optometrist Branch Offices</u>	<u>February 28</u>
<u>Certified Master Social Workers</u>		<u>March 31</u>	<u>Orthotists &amp; Prosthetists</u>	<u>November 30</u>
<u>Chiropractic Physicians &amp; Assistants</u>	<u>March 31</u>		<u>Osteopathic Physicians</u>	<u>March 31</u>
<u>Clinical Laboratory Personnel</u>	<u>August 31</u>		<u>Pharmacies</u>	<u>February 28</u>
<u>Clinical Social Workers</u>		<u>March 31</u>	<u>Pharmacists</u>	<u>September 30</u>
<u>Consultant Pharmacists</u>	<u>December 31</u>		<u>Physical Therapists &amp; Assistants</u>	<u>November 30</u>
<u>Dental Hygienists</u>	<u>February 28</u>		<u>Physician Assistants</u>	<u>January 31</u>
<u>Dental Laboratories</u>	<u>February 28</u>		<u>Podiatric Physicians</u>	<u>March 31</u>
<u>Dentists</u>	<u>February 28</u>		<u>Psychologists</u>	<u>May 31</u>
<u>Dietitians/Nutritionists</u>		<u>May 31</u>	<u>Respiratory Care Practitioners</u>	<u>May 31</u>
<u>Dispensing Opticians</u>	<u>December 31</u>		<u>Respiratory Therapists</u>	<u>November 30</u>
<u>Electrologists</u>	<u>May 31</u>		<u>School Psychologists</u>	<u>November 30</u>
<u>Electrolysis Facilities</u>	<u>May 31</u>		<u>Speech Language Pathologists /Audiologists &amp; Assistants</u>	<u>December 31</u>
<u>Hearing Aid Specialists</u>		<u>February 8</u>	<u>EXTENSION OF BIENNIAL LICENSURE PERIODS –</u>	
<u>Marriage &amp; Family Therapists</u>		<u>March 31</u>	<u>When a current biennial licensure period for a profession is</u>	
<u>Massage Therapists</u>		<u>August 31</u>	<u>extended for a period longer than two years to conform to the</u>	
<u>Massage Establishments</u>		<u>August 31</u>	<u>above schedule of biennial periods, the biennial licensure fee</u>	
<u>Medical Doctors (Group I)</u>	<u>January 31</u>		<u>for the profession shall be increased pro-rata to cover the</u>	
<u>Medical Doctors (Group II)</u>		<u>January 31</u>	<u>additional extended period. The increased licensure fee shall be</u>	
<u>Medical Doctors – Public Psychiatry/Health Certificate</u>	<u>January 31</u>		<u>based on the biennial licensure fee established by the board.</u>	
<u>Medical Doctors – Limited License</u>	<u>January 31</u>		<u>The amended licensure period and the pro-rated renewal fee</u>	
<u>Medical Doctors – Area of Critical Need</u>	<u>January 31</u>		<u>shall be implemented for the purpose of restructuring the</u>	
<u>Medical Physicists</u>		<u>January 31</u>	<u>Department’s renewal schedule.</u>	
<u>Mental Health Counselors</u>		<u>March 31</u>	<u>(5) The biennial license renewal fees shall be established</u>	
<u>Midwives</u>		<u>December 31</u>	<u>by rule by each board, or by the Department, whichever is</u>	
<u>Naturopathic Physicians</u>	<u>September 30</u>		<u>appropriate.</u>	
<u>Nuclear Pharmacists</u>	<u>February 28</u>		<u>Specific Authority 455.521(1) FS. Law Implemented 455.521(1) FS. History–</u>	
<u>Nurses</u>			<u>New _____.</u>	
<u>Group I: Registered &amp; Advanced Registered Nurse Practitioners</u>	<u>April 30</u>		<u>NAME OF PERSON ORIGINATING PROPOSED RULE:</u>	
<u>Group II: Registered &amp; Advanced Registered Nurse Practitioners</u>	<u>July 31</u>		<u>Division of Medical Quality Assurance</u>	
<u>Group III: Registered &amp; Advanced Registered Nurse Practitioners</u>		<u>April 30</u>	<u>NAME OF SUPERVISOR OR PERSON WHO APPROVED</u>	
<u>Licensed Practical Nurses</u>		<u>July 31</u>	<u>THE PROPOSED RULE: Gloria Henderson, Director,</u>	
<u>Nursing Home Administrators</u>	<u>September 30</u>		<u>Division of Medical Quality Assurance</u>	
<u>Occupational Therapists &amp; Assistants</u>		<u>February 28</u>	<u>DATE PROPOSED RULE APPROVED BY AGENCY</u>	
			<u>HEAD: July 6, 2000</u>	
			<u>DATE NOTICE OF PROPOSED RULE DEVELOPMENT</u>	
			<u>PUBLISHED IN FAW: June 16, 2000</u>	
			<b>DEPARTMENT OF HEALTH</b>	
			<b>Board of Medicine</b>	
			<u>RULE TITLE:</u>	<u>RULE NO.:</u>
			<u>Procedure for Approval of Attendance</u>	
			<u>at Continuing Education Courses</u>	<u>64B8-52.003</u>
			<u>PURPOSE AND EFFECT: The Electrolysis Council proposed</u>	
			<u>to the Board of Medicine that Rule 64B8-52.003 be amended</u>	
			<u>to provide continuing education credit to lecturers or authors of</u>	
			<u>continuing education programs or course materials.</u>	

SUMMARY: This amendment serves to address specific requirements for certain continuing education courses.

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

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

SPECIFIC AUTHORITY: 478.43(4), 478.50(2),(4)(a),(b) FS.

LAW IMPLEMENTED: 455.564(6), 455.604, 478.50(2),(4)(a),(b) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Electrolysis Council/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-52.003 Procedure for Approval of Attendance at Continuing Education Courses.

(1) through (5) No change.

(6) A maximum of 6 contact hours shall be awarded per biennium for each of the following or a combination of the following:

(a) The presentation of an electrology related course or program as either the lecturer of the course or program or as the author of the course materials. Each licensee who is participating as either a lecturer or author of an electrology related course or program shall receive credit for the portion of the offering he/she presented or authored up to the total hours awarded for the offering.

1. Continuing education credit shall be awarded to a lecturer or author for the initial presentation of each electrology related course or program only; repeat presentations of the same course or program shall not be granted credit.

2. In order for a continuing education credit to be awarded to each licensee participating as either lecturer or author, the format of the electrology related course or program must conform with all applicable sections of this rule chapter.

3. The number of contact hours to be awarded to each licensee who participates in an electrology related course or program as either a lecturer or author is based on the 50 minute contact hour employed within this rule chapter.

Specific Authority 478.43(4), 478.50(2),(4)(a),(b) FS. Law Implemented 455.564(6), 455.604, 478.50(2),(4)(a),(b) FS. History—New 6-1-93, Formerly 21M-77.003, 61F6-77.003, Amended 5-11-95, Formerly 59R-52.003, Amended 2-9-98, 2-16-99, 2-17-00,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrolysis Council

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 6, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 23, 2000

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE TITLE: Disciplinary Guidelines

RULE NO.: 64B8-55.001

PURPOSE AND EFFECT: The Board proposes to amend this rule due to Section 455.627 F.S. and comments received from the staff at the Joint Administrative Procedures Committee.

SUMMARY: The Electrolysis Council recommended to the Board of Medicine that this rule be amended to set forth statute requirements.

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

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

SPECIFIC AUTHORITY: 455.624, 455.627, 478.52(4) FS.

LAW IMPLEMENTED: 455.624, 455.627, 478.52(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Electrolysis Council/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-55.001 Disciplinary Guidelines.

(1) Purpose. Pursuant to Section 478.52(4), Florida Statutes, the Board provides within this rule disciplinary guidelines which shall be imposed upon applicants or licensees whom it regulates under Chapter 478, F.S. The purpose of this rule is to notify applicants and licensees of the ranges of penalties which will routinely be imposed unless the Board finds it necessary to deviate from the guidelines for the stated reasons given within this rule. ~~The ranges of penalties provided below are based upon a single count violation of each provision listed; multiple counts of the violated provisions to a combination of the violations may result in a higher penalty than that for a single, isolated violation.~~ Each range includes the lowest and highest penalty and all penalties falling

between. The purposes of the imposition of discipline are to punish the applicants or licensees for violations and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants or licensees from violations.

(2) No change.

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

VIOLATION	RECOMMENDED RANGE OF PENALTY
(a) Attempting to obtain a license by bribery, fraud or misrepresentation. (478.52(1)(a), F.S.)	(a) Denial or revocation with \$1,000 fine.
(b) Action taken against license by another jurisdiction. (478.52(1)(b), F.S.)	(b)(1) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken, and an administrative fine ranging from \$250 to \$5,000. <u>Impaired practitioners working in this state shall be evaluated to determine the need for referral to PRN.</u> (b)(2) <u>After the first offense, from imposition of discipline comparable to that which would have been imposed if a second or higher substantive violation had occurred in Florida to suspension or denial of license until it is unencumbered in the other jurisdiction, and an administrative fine from \$1,000 to \$5,000.</u>
(c) Guilt of crime directly relating to practice. (478.52(1)(c), F.S.)	(c)(1) From probation to revocation or denial of license, and an administrative fine ranging from \$250 to \$5,000. (c)(2) <u>After the first offense, from a three-year probation with conditions to revocation or denial of the license, and an administrative fine ranging from \$350 to \$5,000.</u>
(d) Filing a false report or failing to file a report as required. (478.52(1)(d), F.S.)	(d)(1) From one year probation to revocation or denial, and an administrative fine from \$250 to \$5,000. (d)(2) <u>After the first offense, from two years probation to revocation or denial, and an administrative fine from \$1,000 to \$5,000.</u>

(e) False, deceptive or misleading advertising. (478.52(1)(e), F.S.)	(e)(1) From reprimand to one year suspension or denial, and an administrative fine from \$500 to \$5,000. (e)(2) <u>After the first offense, from one year probation to three year suspension or denial, and an administrative fine from \$1,000 to \$5,000.</u>
(f) Unprofessional conduct, failure to conform to acceptable standards. (478.52(1)(f), F.S.)	(f)(1) From six months probation to revocation or denial, and an administrative fine from \$1,000 to \$2,500. (f)(2) <u>After the first offense, from one year probation to revocation or denial, and an administrative fine from \$1,000 to \$5,000.</u>
(g) Possession, sale or distribution of illegal or controlled substance. (478.52(1)(g), F.S.)	(g)(1) From six months suspension to revocation or denial, and an administrative fine from \$1,000 to \$5,000. (g)(2) <u>After the first offense, from one year suspension to revocation, and an administrative fine from \$1,500 to \$5,000.</u>
(h) Failure to report any known violation of Chapter (478.52(1)(h), F.S.)	(h)(1) From a reprimand to probation or denial, and an administrative fine from \$250 to \$5,000. (h)(2) <u>After the first offense, from one year probation to revocation or denial, and an administrative fine from \$350 to \$5,000.</u>
(i) Repeated or willful violation of rule or order. (478.52(1)(i), F.S.)	(i)(1) From six months suspension to revocation or denial, and an administrative fine from \$1,000 to \$2,500. (i)(2) <u>After the first offense, from one year suspension to revocation or denial, and an administrative fine from \$1,500 to \$5,000.</u>
(j) Delivery of electrolysis services without an active license. (478.52(1)(j), F.S.)	(j)(1) From probation to revocation or denial, and an administrative fine from \$250 to \$5,000. (j)(2) <u>After the first offense, from one year suspension to revocation or denial, and an administrative fine from \$1,000 to \$5,000.</u>
(k) Employing unlicensed person to practice electrology. (478.52(1)(k), F.S.)	(k)(1) From one year probation to denial or five years suspension followed by probation, and an administrative fine from \$250 to \$5,000. (k)(2) <u>After the first offense, from one year suspension to denial or five years suspension followed by probation, and an administrative fine from \$1,000 to \$5,000.</u>
(l) Failure to perform legal obligation. (478.52(1)(l), F.S.)	(l)(1) From a reprimand to probation up to one year or denial, and an administrative fine from \$250 to \$1,500.

<p>(m) Accepting and performing responsibilities for which licensee knows, or has reason to know, he or she is not competent to perform. (478.52(1)(m), F.S.)</p>	<p><u>(1)(2) After the first offense, from probation to suspension or denial, and an administrative fine from \$1,000 to \$5,000.</u></p>	<p>(t) Practicing permanent hair removal except as described in Section 478.42(5), F.S. (478.52(1)(t), F.S.)</p>	<p>(t)(1) From two years probation to revocation or denial, and an administrative fine from \$250 to \$5,000.</p>
<p>(n) Delegating professional responsibilities to unqualified person. (478.52(1)(n), F.S.)</p>	<p>(m)(1) From six months probation to revocation or denial, and an administrative fine from \$500 to \$2,500.</p>	<p>(u) through (cc) No change. (dd) Allowing animals in the room wherein electrolysis is performed except those trained to assist the hearing impaired, visually impaired or physically impaired. (478.51(3), F.S.)</p>	<p><u>(t)(2) After the first offense, from one year suspension followed by probation to revocation or denial, and an administrative fine from \$1,000 to \$5,000.</u></p>
<p>(o) Malpractice. (478.52(1)(o), F.S.)</p>	<p>(m)(2) <u>After the first offense, from one year probation to revocation or denial, and an administrative fine from \$1,000 to \$5,000.</u></p>	<p>(ee) Failure to have any one of the following items/equipment in the facility (the failure to have any one of the items/equipment shall constitute a separate offense): 1. through 7. No change.</p>	<p>(dd) Third and subsequent offenses: from reprimand to <u>one month</u> suspension <u>and</u> until compliance, and an administrative fine of \$500.</p>
<p>(p) Judicially determined mental incompetency. (478.52(1)(p), F.S.)</p>	<p>(n)(1) From probation to denial or two years suspension followed by probation, and an administrative fine from \$250 to \$5,000.</p>	<p>(ff) through (hh) No change. (ii) Operating an unlicensed electrolysis facility. (478.52(1)(u), F.S.)</p>	<p>(ee) Third and subsequent offenses: from reprimand to <u>one month</u> suspension <u>and</u> until compliance, and an administrative fine of \$500.</p>
<p>(q) Practicing under a name other than that of licensee. (478.52(1)(q), F.S.)</p>	<p>(n)(2) <u>After the first offense, from six months suspension followed by probation to revocation, and an administrative fine from \$1,000 to \$5,000.</u></p>	<p>(jj) Failure to report, within 30 days a conviction, finding of guilt, or plea of nolo contendere, regardless of adjudication, to a crime, to the Board. (455.624(1)(w), F.S.)</p>	<p>(ii) From denial of licensure if committed prior to licensure, or suspension until compliance to revocation, and a fine from \$250 to \$2,500.</p>
<p>(r) Inability to practice because of mental or physical condition or use of alcohol or controlled substances. (478.52(1)(r), F.S.)</p>	<p>(o)(1) From two years probation to revocation or denial, and an administrative fine from \$250 to \$5,000.</p>	<p>(kk) Using information from accident reports, or from news sources that use such information for the solicitation of people involved in such accidents. (455.624(1)(x), F.S.)</p>	<p>(jj)(1) 3 months probation to 2 years suspension, and a fine of \$500 to \$5,000.</p>
<p>(s) Disclosing identity of or information about a patient. (478.52(1)(s), F.S.)</p>	<p>(o)(2) <u>After the first offense, from one year suspension followed by probation to revocation or denial, and an administrative fine from \$1,000 to \$5,000.</u></p>	<p>(4) through (7) No change.</p>	<p><u>(jj)(2) After the first offense, from 1 year probation to revocation, and a fine from \$1000 to \$5,000.</u></p>
	<p>(p) From probation to denial or indefinite suspension until licensee is able to demonstrate ability to practice with reasonable skill and safety followed by probation, <del>and an administrative fine from \$250 to \$5,000.</del></p>	<p>(455.624(1)(y), F.S.)</p>	<p>(kk)(1) Up to six months probation and/or a fine of up to \$500.</p>
	<p>(q)(1) From two years suspension to revocation or denial, and an administrative fine from \$250 to \$5,000.</p>	<p>(4) through (7) No change.</p>	<p><u>(kk)(2) After the first offense, from one year probation to one year suspension, and a fine from \$1,000 to \$5,000.</u></p>
	<p>(q)(2) <u>For a second offense, revocation, and an administrative fine from \$1,000 to \$5,000.</u></p>	<p>(4) through (7) No change.</p>	
	<p>(r)(1) From probation to denial or indefinite suspension until licensee is able to demonstrate <u>the ability</u> to practice with reasonable skill and safety followed by probation, and an administrative fine from \$250 to \$5,000.</p>		
	<p>(r)(2) <u>For a second offense, from indefinite suspension until licensee is able to demonstrate the ability to practice with reasonable skill and safety followed by probation to revocation, and an administrative fine from \$1,000 to \$5,000.</u></p>		
	<p>(s)(1) From one year suspension to revocation or denial, and an administrative fine from \$250 to \$5,000.</p>		
	<p>(s)(2) <u>For a second offense, revocation, and an administrative fine from \$1,000 to \$5,000.</u></p>		

Specific Authority 455.624, 455.627, 478.52(4) FS. Law Implemented 455.624, 455.627, 478.52(4) FS. History—New 11-16-93, Formerly 61F6-80.001, Amended 1-2-95, Formerly 59R-55.001, Amended 2-9-98, 10-12-98, 3-1-00, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Electrolysis Council  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 2, 2000  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 23, 2000

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Mental Health Program**

RULE TITLE: Common Minimum Program Standards  
 RULE NO.: 65E-12.106

PURPOSE AND EFFECT: The above rule is being revised to help ensure patients rights and to correct the applicability of a construction standard date and title.

SUMMARY: Revision of the above rule will add language to protect patient rights when reporting abuse. The revision also corrects an effective date and title error in the previous revision of this rule impacting crisis stabilization units (CSUs) and Short-Term Residential Treatment Programs (SRTs). When amending this section in September 1998, as part of updating the whole chapter, the intent was to amend this title to read: "(12) Facility Standards for Facilities Licensed Prior to July 14, 1993." This would have made it compatible and consistent with rule 65E-12.109, which reads: "Minimum Construction Standards for New CSU and SRT Facilities Initially Licensed After July 14, 1993." However, due to a clerical error, the amended language submitted erroneously read: "(12) Facility Standards for Facilities Licensed Prior to February 1986." rather than July 14, 1993. The present erroneous wording leaves a gap not previously existing for the period between February 1986 and July 14, 1993. Revising this language would eliminate this gap.

SPECIFIC AUTHORITY: 394.461, 394.879(1),(2) FS.  
 LAW IMPLEMENTED: 20.19, 95.11, 381.0035, 386.041, 394.455, 394.457, 394.459, 394.463, 394.465, 394.66, 394.77, 394.875, 395.907, 415.103 FS.

SUMMARY OF THE 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.

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

TIME AND DATE: 10:00 a.m., Monday, August 14, 2000  
 PLACE: Winewood Office Complex, Building 6, Second Floor, Conference Room "A", 1317 Winewood Blvd., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Vince Smith, Operations and Management Consultant II, Mental Health Program Office, 1317 Winewood Blvd., Building 6, Room 209, Tallahassee, Florida 32399-0700, Telephone (850)413-0932

Persons with disabilities requiring accommodations in order to participate in this event should contact the following person by phone or in writing by close of business (5:00 p.m.) on August 7, 2000. Linda Henshaw, Department of Children and Family Services, Mental Health Program Office, 1317 Winewood Blvd., Building 6, Room 227, Tallahassee, Florida 32399-0700, (850)921-5724 (Voice) or (850)921-8880 (TDD).

THE FULL TEXT OF THE PROPOSED RULE IS:

65E-12.106 Common Minimum Program Standards.

(1) through (7) No change.

(8) Protection of Persons Receiving Services. Unless abridged by a court of law, the rights of individuals who are admitted to CSU and SRT programs shall be assured as mandated under chapter 394, part I, F.S., and chapter 65E-5, FAC. Each CSU and SRT shall be operated in a manner that protects the individual's rights, life and physical safety while under evaluation and treatment. In addition to all rights granted under chapter 394, part I, F.S., individuals shall be:

(a) through (b) No change.

1. through 4. No change.

(c) Assured that facility policy prohibits any retaliation or reprisal against either the individual or against staff for reporting suspected abuse, neglect or exploitation, or violations of the individuals patient's rights. A copy of this facility policy shall be posted in a common patient area and provided to the patient upon request.

(9) through (11) No change.

(12) Facility Standards for Facilities Licensed Prior to or on July 14, 1993 ~~February 1986~~.

(a) through (30) No change.

Specific Authority 394.461, 394.879(1),(2) FS. Law Implemented 20.19, 95.11, 381.0035, 386.041, 394.455, 394.457, 394.459, 394.463, 394.465, 394.66, 394.77, 394.875, 395.907, 415.103 FS. History--New 2-27-86, Amended 7-14-92, Formerly 10E-12.106, Amended 9-1-98,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Vince Smith

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: John N. Bryant, Director of Mental Health

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 25, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 31, 2000

Purchase Order No: CC3261

**Section III**  
**Notices of Changes, Corrections and**  
**Withdrawals**

**DEPARTMENT OF STATE**

**Division of Historical Resources**

RULE CHAPTER NO.: 1A-38  
 RULE CHAPTER TITLE: Tax Exemptions for Historic Properties

RULE NO.: 1A-38.003  
 RULE TITLE: Application for Exemption

**NOTICE OF CHANGE**

Notice is hereby given that proposed Rule 1A-38, FAC., and proposed Department of State Form HR3E101292, entitled Historic Preservation Property Tax Exemption Application, incorporated by reference into proposed Rule 1A-38, FAC., published in the Florida Administrative Weekly, Vol. 26, No. 19, on May 12, 2000, have been changed to reflect comments received from the Joint Administrative Procedures Committee. In particular, changes have been made to Form HR3E101292 to apprise the reader of criteria and standards to be applied.

When changed, the full text of proposed Rule 1A-38.002(4), FAC. shall read:

(4) "Improvements" means changes in the condition of real property brought about by the expenditure of labor or money for restoration, renovation or rehabilitation of such property. Improvements shall include additions and accessory structures (i.e., garage, cabana, guest cottage, storage/utility structure) so long as the new construction is compatible with the historic character of the building and site in terms of size, scale, massing, design and materials, and preserves the historic relationship between a building or buildings, landscape features and open space.

When changed, the full text of proposed Rule 1A-38.003, FAC. shall read:

1A-38.003 Application for Exemption.

(1) Except as provided in rule 1A-38.003(2), application for the property tax exemption shall be made on the three-part Historic Preservation Property Tax Exemption Application, DOS Form No. HR3E101292, effective January 31, 1994, revised xx xx, 2000 and incorporated by reference. This form may be obtained by writing the Division at: Bureau of Historic Preservation, 500 South Bronough Street, Tallahassee, Florida 32399-0250, or from the local historic preservation office in the jurisdiction of the local government. Part 1-Evaluation of Property Eligibility and Part 2-Description of Improvements may be submitted before or during construction, or upon

completion of the improvements; however, property owners are strongly encouraged to submit these parts of the application to ensure property eligibility and secure preliminary project approval before construction is initiated. Part 3 Request for Review of Completed Work, shall be submitted upon completion of the improvements. For improvements completed before application is made, Part 3-Request for review of Completed Work must accompany the Part 2 submission.

**DEPARTMENT OF STATE**

**Division of Elections**

RULE NO.: 1S-2.002  
 RULE TITLE.: Placement of Races on Primary Ballots

**NOTICE OF CHANGE**

Notice is hereby given that the following change has been made to the proposed hearing date for the above proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 27, July 7, 2000, issue of the Florida Administrative Weekly.

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

**TIME AND DATE:** 9:30 a.m., August 14, 2000

**PLACE:** Director's Conference Room, Room 1801, The Capitol, Tallahassee, Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS:** Paul Craft, Division of Elections, (850)921-4110

**DEPARTMENT OF INSURANCE**

RULE NOS.: 4-136.002  
 RULE TITLES: Foreign Insurers Filing for a Certificate of Authority

4-136.011  
 Domestic Insurers Filing for a Certificate of Authority

**SECOND NOTICE OF CHANGE**

Notice is hereby given that following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., Florida Statutes, published in Vol. 26, No. 8, February 25, 2000, of the Florida Administrative Weekly. A Notice of Change was published on June 30, 2000 in Vol. 26, No. 26 of the Florida Administrative Weekly.

4-136.002 add to law implemented "628.161, 628.907"

4-136.011(2)(b) needs to be changed to read ~~(b)(c) Form DA 847, "Required Filings Check List, Section I-IV."~~ Rev. 5/91.



4-136.011(2)(c) thru (h) the letters changed to read (b) thru (i), with no change to the language.  
The remainder of the rule will read as published.

**DEPARTMENT OF INSURANCE**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
4-154.110	Certificate of Creditable Coverage
4-154.111	Demonstration of Creditable Coverage if Certificate is not Provided
4-154.112	Guaranteed Availability of Individual Health Coverage to Eligible Individuals
4-154.113	Discontinuance or Modification of Policy Form
4-154.115	Designation of Election to Become a Risk-Assuming or Reinsuring Carrier

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 24, No. 45, November 6, 1998, of the Florida Administrative Weekly. These changes are being made to address concerns expressed by the Joint Administrative Procedures Committee.

4-154.110:

Subsection (1) is changed to read:

(1) A health insurance issuer in the individual market shall provide a certificate of creditable coverage and make other disclosures regarding an individual's coverage under an individual policy necessary to enable individuals to avoid or reduce pre-existing condition exclusions included under subsequent group health insurance coverage the individual may obtain.

Paragraph (b) of subsection (8) is changed to read:

(b) Nothing in the Insurance Code is interpreted to prohibit the prior entity furnishing this information from charging the requesting entity for the reasonable cost of disclosing the information.

Section 641.38 is deleted from Specific Authority.

4-154.111:

Subsection (4) is changed to read:

(4) Documents that shall be accepted as evidence to establish creditable coverage and waiting periods in the absence of a certificate include: ...

Subsection (5) is changed to read:

(5) Means other than documentation, such as by a telephone call from the issuer to a third party verifying creditable coverage, shall be accepted as evidence of creditable coverage or waiting period information if the means indicate information about satisfaction of a waiting period or the existence of creditable coverage.

In paragraph (a) of Subsection (1) of rule 4-154.112, the word "particular" is changed to read "applicable".

Section 641.38 is deleted from Specific Authority.

4-154.113: Section 627.40 is deleted from Law Implemented.

4-154.115: Subsection (3) is changed to read:

(3) The Department shall approve or disapprove any application within 60 days of receipt of the application, based on the criteria in section 627.6475(6), Florida Statutes, for risk assuming carriers or section 627.6475(7), Florida Statutes, for reinsuring carriers.

The remainder of the rule reads as previously published.

**DEPARTMENT OF TRANSPORTATION**

<b>RULE CHAPTER NO.:</b>	<b>RULE CHAPTER TITLE:</b>
14-17	Personnel
<b>RULE NO.:</b>	<b>RULE TITLE:</b>
14-17.011	Ethical Conduct

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the proposed rule amendment notice, as published in Vol. 26, No. 14, April 7, 2000, Florida Administrative Weekly, has been withdrawn.

**DEPARTMENT OF TRANSPORTATION**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
14-100.002	Prosecution of Unpaid Toll Violations

**NOTICE OF CORRECTION**

The above proposed rule was incorrectly printed in the June 23, 2000, Vol. 26, No. 25, Florida Administrative Weekly.

Section (6) should have read as follows:

(6) Forms. The following forms are incorporated by reference and made a part of this rule:

Form Number	Date	Title
<del>SP050-A-001</del>	<del>11/99</del>	<del>Toll Violation Warning</del>
SP050-A-002	11/99	Uniform Traffic Citation
SP050-A-003	11/99	Affidavit
SP050-A-004	11/99	Toll Enforcement Officer Observed Violation Form
SP050-A-005	11/99	Toll Transaction Report

Copies of these forms may be obtained from the Florida Department of Transportation, Toll Violation Enforcement, Post Office Box 880069, Boca Raton, Florida 33488-0069.

**DEPARTMENT OF CORRECTIONS**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
33-602.301	Death Row – General
33-602.302	Death Row – Definitions
33-602.303	Death Row Facilities
33-602.304	Death Row – Review Responsibilities
33-602.305	Death Row – Restraint and Escort Requirements

- 33-602.306 Death Row – Conditions and Privileges
- 33-602.307 Death Row Records
- 33-602.308 Transportation of Death Row Inmates
- 33-602.309 Inmates with Active Death Warrant

**NOTICE OF CHANGE**

Notice is hereby given that the location for the public hearing for the above referenced rules as published in Vol. 26, No. 24, June 16, 2000, issue of the Florida Administrative Weekly, has been changed. The public hearing will be held on July 25, 2000 at 9:00 a.m. in Room 412 of the Knott Senate Office Building, 404 South Monroe Street, Tallahassee, FL 32399.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

- |           |  |
|-----------|--|
| RULE NO.: | RULE TITLE:                            |
| 59G-4.070 | Durable Medical Equipment and Supplies |

**NOTICE OF RESCHEDULING OF PUBLIC HEARING**

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. 26, June 30, 2000 issue of the Florida Administrative Weekly.

The hearing has been rescheduled and will be held on August 11, 2000, at 9:00 a.m., at the Agency for Health Care Administration, Ft. Knox Boulevard, Building 3, Conference Room E, Tallahassee, Florida 32308.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Florida Land Sales, Condominiums and Mobile Homes**

- |           |  |
|-----------|--|
| RULE NO.: | RULE TITLE:  |
| 61B-3.010 | Offer or Offering through Computer or Other Electronic Means |

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 26, No. 13, March 31, 2000, Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

- |             |  |
|-------------|--|
| RULE NOS.:  | RULE TITLES:   |
| 61G5-31.003 | Hair Braiding, Hair Wrapping, and Body Wrapping Registration                                 |
| 61G5-31.006 | Practice of Hair Braiding, Hair Wrapping, and Body Wrapping Pending Approval of Registration |

**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. 15, April 14, 2000, issue of the Florida Administrative Weekly. When changed, the rules shall read as follow:

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

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

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

(3) All persons desiring to become registered to practice body wrapping shall apply for registration to the Department, shall pay the registration fee as set forth in Chapter 61G5-24, F.A.C., and shall provide satisfactory proof of their successful completion of a two-day 12-hour Board approved body wrapping course as set forth in 61G5-31.004, F.A.C.

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

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

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

(1) An applicant for registration as a hair braider shall be eligible to practice hair braiding, and an applicant for registration as a hair wrapper shall be eligible to practice hair wrapping, and an applicant for registration as a body wrapper shall be eligible to practice body wrapping, pending the

approval of his or her application for registration provided the individual has previously submitted the following to the Department:

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

(2) Upon notification that his or her application is complete, an applicant for registration as a hair braider, hair wrapper or body wrapper is eligible to practice hair braiding, hair wrapping and body wrapping pending the approval of his or her application for registration.

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

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Veterinary Medicine**

RULE NO.: 61G18-30.001                      RULE TITLE: Disciplinary Guidelines

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 26, No. 16, April 21, 2000, Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Orthotists and Prosthetists**

RULE NO.: 64B14-7.003                      RULE TITLE: Disciplinary Guidelines

**NOTICE OF CHANGE**

The Board of Orthotists and Prosthetists gives Notice of Change to the above-referenced rule. The rule was originally published in Vol. 26, No. 15, April 14, 2000, issue of the Florida Administrative Weekly.

When changed, Rule 64B14-7.003(3) shall read as follows:

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

- (a) the danger to the public;
- (b) the actual damage, physical or otherwise, to specific patients;
- (c) the length of time since the date of the last violation(s);
- (d) the length of time the licensee has practiced his or her profession;
- (e) prior discipline imposed on the licensee;
- (f) the deterrent effect of the penalty imposed;
- (g) the effect of the penalty upon the licensee;
- (h) efforts by the licensee toward rehabilitation;
- (i) attempts by the licensee to correct or stop violations;
- (j) other conditions as appropriate.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Orthotists and Prosthetists/MQA, 4052 Bald Cypress Way, BIN #C07, Tallahassee, Florida 32399-2257

**DEPARTMENT OF HEALTH**

**Division of Environmental Health and Statewide Programs**

RULE CHAPTER NO.: 64E-2                      RULE CHAPTER TITLE: Emergency Medical Services

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to proposed rule 64E-2, FAC., in accordance with subparagraph 120.54(3)(d)1., F.S., published in the Florida Administrative Weekly, Vol. 26, No. 20 on May 19, 2000. The changes reflect comments received from the Joint Administrative Procedures Committee. The changes are as follows:

64E-2.037(1)(b). Insert new (b) and renumber remaining paragraphs. New (b): Effective January 1, 2003 emergency medical services providers shall develop and implement operating procedures for regulation of temperature and ventilation of controlled substances, medications and fluids stored on permitted vehicles. Each provider must also maintain and make available to the department copies of all pharmaceutical instructions.

DH Form 1698P. Page 2, h. and i. Replace 401.2701,5b with 401.2701(5)(b).

DH Form 1698E. Page 2, h. and i, Replace 401.2701,5b with 401.2701(5)(b).

P.O. X00699

## Section IV Emergency Rules

### DEPARTMENT OF THE LOTTERY

RULE TITLE: Retailer MEGA MONEY Bonus  
Commission Program

RULE NO.: 53ER00-34

SUMMARY OF THE RULE: The emergency rule describes the Retailer MEGA MONEY Bonus Commission Program in which the Florida Lottery will award a bonus commission to each eligible on-line retailer that sells a winning grand prize MEGA MONEY ticket during the program period.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER00-34 Retailer MEGA MONEY Bonus Commission Program.

(1) From Friday, July 7, 2000, through Friday, September 22, 2000, the Florida Lottery will conduct, as a sales incentive, a Retailer MEGA MONEY Bonus Commission Program. During the program period, the Florida Lottery will award a bonus commission to each eligible on-line retailer that sells a winning grand prize MEGA MONEY ticket. All awards of bonus commissions under this rule are subject to the provisions of subsection (8).

(2) For each MEGA MONEY drawing held during the program period which produces a grand prize winner, a \$1,000 bonus commission will be awarded to the eligible retailer that sells a winning grand prize MEGA MONEY ticket(s). The bonus commission does not increase with jackpot rollovers. If more than one retailer sells a winning grand prize ticket for a drawing, each of the retailers will be awarded a \$1,000 bonus commission. If a retailer sells more than one winning grand prize ticket in a drawing, it will receive a \$1,000 bonus commission for each winning grand prize ticket sold. If there is no MEGA MONEY jackpot winner on September 22, 2000, the bonus commission program will still end as scheduled.

(3) Award of a MEGA MONEY Bonus Commission is not dependent upon the winning grand prize ticket being claimed by the winner.

(4) The \$1,000 bonus commission will be awarded and paid to a winning retailer upon determination by the Lottery of the following:

(a) A winning grand prize MEGA MONEY ticket was sold at the retailer's location; and

(b) The retailer is eligible to receive the bonus commission as set forth in subsections (5) and (6), below.

(5) All Florida Lottery active on-line retailers will be included in the Retailer MEGA MONEY Bonus Commission Program. However, in order to be eligible to receive the full bonus commission, a retailer must be in good financial standing. Good financial standing is defined as having no dishonored unpaid electronic funds transfers or associated penalties or any other accounts receivable outstanding at the time the bonus commission is to be paid. If the retailer is not in good financial standing as defined in the previous sentence, the bonus commission will first be applied against the outstanding debt. The retailer will receive the remaining balance of the bonus commission, if any.

(6) Retailers whose Florida Lottery contracts are terminated or inactivated prior to the bonus commission award, shall be paid the bonus commission earned provided said termination or inactivation was not due to violation of Chapter 24, Florida Statutes, Chapter 53, Florida Administrative Code, or contract terms.

(7) Retailers will be paid any bonus commissions earned by check or as an adjustment of the retailer's weekly Settlement Report. Bonus commissions will be reported to the Internal Revenue Service as compensation.

(8) Bonus commissions are subject to availability of funds appropriated for retailer incentives. If the incentive funds available for a drawing are insufficient to pay the retailer in accordance with subsection (2), the bonus commission will be prorated among the retailers selling the winning grand prize tickets. A maximum of \$100,000 will be paid in bonus commissions per drawing. If more than 100 winning grand prize tickets are sold in a particular drawing, the \$100,000 in bonus commissions for that drawing will be prorated among the retailers that sold winning grand prize tickets.

Specific Authority 24.105(10)(a), 24.109(1), 24.112(1) FS. Law Implemented 24.105(10)(a),(c), 24.112(1) FS. History--New 7-7-00.

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

EFFECTIVE DATE: July 7, 2000

## Section V Petitions and Dispositions Regarding Rule Variance or Waiver

### DEPARTMENT OF LAW ENFORCEMENT

Notice is hereby given that the Officer Professionalism Program, Florida Department of Law Enforcement has received from James E. Green, on July 6, 2000, a petition for Variance or Waiver of Rule 11B-27.002(3), FAC., pursuant to Section 120.542, F.S. Petitioner has requested that the Department waive the requirement that a person who completes a Florida Basic Recruit Training Program, pursuant

to Rule Chapter 11B-35, FAC., or former Rule 11B-29.002, FAC., and who is thereafter not employed as an officer in the discipline for which training was completed, within four (4) years of the appointment after July 1, 1993, successfully complete a Basic Recruit Training Program, pursuant to Rule 11B-35.002, FAC. and demonstrate proficiency in each of the high-liability proficiency skills applicable to that discipline, and successfully pass the Officer Certification examination.

PURPOSE: Comments on this Petition should be filed with the Office of General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, Florida 32302, Attention: Assistant General Shehla A. Milliron.

A copy of the Petition may be obtained by contacting Assistant General Counsel Shehla A. Milliron at the above address, or by calling (850)410-7676.

**DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN that the Board of Psychology has issued an Order Granting the Petition for Variance of Rules as required by Section 120.542(8), F.S.

NAME OF PETITIONER: Shari L. Balter, Psy. D.

DATE THE PETITION WAS FILED: March 27, 2000

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Rule 64B19-11.007(2), Florida Administrative Code provides for the closure of the file of any applicant who has not completed supervised experience within 18 months of notification of a passing score on either part of the examination.

PLACE AND DATE OF PUBLICATION OF THE NOTICE OF THE PETITION: Florida Administrative Weekly, Vol. 26, No. 15, April 14, 2000

DATE OF ORDER APPROVING THE VARIANCE OR WAIVER: June 29, 2000

GENERAL BASIS FOR AGENCY DECISION: Petitioner suffered a work-related injury that interfered with her ability to complete the required supervised experience within the mandated 18-month period. The Board determined that strict application of the rule would create a substantial hardship. Therefore, the Board granted Petitioner's request of a 7-month extension to complete her supervised experience.

A copy of the Petition and Order may be obtained by writing: Kaye Howerton, Board of Psychology, Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida 32399

**FLORIDA INLAND NAVIGATION DISTRICT**

Notice is hereby given that the Florida Inland Navigation District received on June 17, 2000, Petitions from the City of Coral Gables, seeking variances from Rule 66B-2.003(24) Definition of Eligible Waterways, and Rule 66B-2.004(7), Florida Administrative Code, regarding the deadline for evidence of a 25-year ownership, management or lease agreement to maintain management rights to the property in

question under the District's Waterway Assistance program, which deadline was June 2, 2000. The petitioner has requested a waiver of the rule to extend this deadline until August 21, 2000 for Rule 66B-2.003(24), and the petitioner is requesting a permanent waiver from Rule 66B-2.004(7). Comments on these Petitions should be filed with the Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, within 14 days of publication of this notice.

For additional information, contact Mark Crosley, Assistant Executive Director at the above address (561)627-2286.

**FLORIDA HOUSING FINANCE CORPORATION**

NOTICE IS HEREBY GIVEN that on May 23, 2000, the Florida Housing Finance Corporation (the "Corporation") received a Petition from Vestcor Fund XII, Ltd. (Madalyn Landing Apartments) seeking a permanent variance from or waiver of Rule 67-48.002(90), Florida Administrative Code. The rule relates to the Corporation's Affordable Multifamily Rental Housing SAIL/HOME/HC Program and the Year 2000 application cycle. Subsection (90) defines a "SAIL Development," and requires, among other things, for an applicant to be considered for SAIL funding, that permanent financing of the costs associated with the construction or rehabilitation of the SAIL Development has not closed as of the date the SAIL loan application was received by the Corporation.

Comments on this Petition should be filed with the Corporation's Deputy Development Officer, Gwen Lightfoot, at the Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, within fourteen (14) days of the publication of this Notice.

For additional information, or for a copy of the Petition, please contact Ms.Lightfoot at the above address, or by calling (850)488-4197.

**Section VI  
Notices of Meetings, Workshops and Public Hearings**

**DEPARTMENT OF STATE**

The **Florida National Register Review Board** announces a meeting to which all interested persons are invited.

DATE AND TIME: Friday, July 28, 2000, 9:00 a.m.

PLACE: R. A. Gray Building, 3rd Floor, North, Room 307, Tallahassee, Florida

PURPOSE: Review of National Register Nomination Proposals.

A copy of the agenda may be obtained by writing: Survey and Registration Section, Division of Historical Resources, Department of State, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250.

Should any person wish to appeal any decision made with respect to the above reference 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 person with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

The **Department of State, Division of Historical Resources** announces the Florida Historic Marker Council meeting to which all interested persons are invited.

DATE AND TIME: Thursday, August 10, 2000, 10:00 a.m.

PLACE: R. A. Gray Building, 500 S. Bronough Street, Room 307, Tallahassee, FL 32399-0250

PURPOSE: To review applications for Florida State Historic Markers.

A copy of the agenda may be obtained by writing: Florida State Historic Marker Program, Bureau of Historic Preservation, Division of Historical Resources, 500 S. Bronough Street, Tallahassee, FL 32399-0250.

Should any person wish to appeal any decision made with respect to the above referenced meeting, she or 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, people with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

**DEPARTMENT OF LEGAL AFFAIRS**

The Annual Report Committee of the **Florida Commission on the Status of Women** will hold a conference call on:

DATE AND TIME: Monday, July 31, 2000, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

PURPOSE: To discuss general issues.

If you need an accommodation due to a disability in order to participate, please notify FCSW in writing at least five days in advance at the Office of the Attorney General, PL-01, The Capitol, Tallahassee, FL 32399-1050.

The Executive Committee of the **Florida Commission on the Status of Women** will hold a conference call on:

DATE AND TIME: Monday, July 31, 2000, 3:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation

PURPOSE: To discuss general issues.

If you need an accommodation due to a disability in order to participate, please notify FCSW in writing at least five days in advance at the Office of the Attorney General, PL-01, The Capitol, Tallahassee, FL 32399-1050.

The Employment Committee of the **Florida Commission on the Status of Women** will hold a conference call on:

DATE AND TIME: August 7, 2000, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

PURPOSE: To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

The **Florida Elections Commission** announces a meeting. Parts of the meeting are confidential.

DATE AND TIME: Thursday, July 27, 2000, 10:30 a.m.

PLACE: Marriott Tampa Westshore, 1001 N. Westshore Boulevard, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of Declaratory Statement filed in Case No. FEC 98-075 seeking a decision by the Commission the applicability of Section 106.19(2), Florida Statutes, upon a determination that Respondent violated an election law.

For a copy of the petition for declaratory statement call Steve Christensen, (850)922-4539.

If you need an accommodation because of disability in order to participate, please call Steven Christensen at least 48 hours before the meeting.

If a person decides to appeal any decision of the Commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings and will need to assure that a verbatim record of the proceedings is made.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Soil and Water Conservation Council's Executive Planning Committee to which all persons are invited.

DATE AND TIME: Thursday, August 3, 2000, 6:00 p.m. – 6:45 p.m.

PLACE: Hyatt Regency Westshore Hotel, Sandhill Crane Room, 6200 Courtney Campbell Causeway, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Planning Committee is scheduled to discuss minutes from the December 1999 meeting, the future of the Soil and Water Conservation Council and pending appointments to the

Soil and Water Conservation Council, after which a report will be made to the full Soil and Water Conservation Council's next meeting, to be held Friday, August 4, 2000 in Tampa, Florida. Directions may be obtained by contacting the hotel directly at (813)874-1234. More information regarding the meeting can be obtained by contacting: Office of Agricultural Water Policy, Mail Stop C-28, 3125 Conner Boulevard, Suite C, Tallahassee, Florida 32399-1650, ATTN.: Jannice Gardner, (850)488-6249 or Suncom 278-6249.

The Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Soil and Water Conservation Council to which all persons are invited.

DATE AND TIME: Friday, August 4, 2000, 3:30 p.m. – 5:00 p.m.

PLACE: Hyatt Regency Westshore Hotel, Pelican Room, 6200 Courtney Campbell Causeway, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The main topics for discussion at the Council meeting will be (1) The Future of the Soil and Water Conservation Council and (2) Pending Appointment to the Council.

Directions may be obtained by contacting the hotel directly at (813)874-1234. More information regarding the meeting can be obtained by contacting: Office of Agricultural Water Policy, Mail Stop C-28, 3125 Conner Boulevard, Suite C, Tallahassee, Florida 32399-1650, ATTN.: Jannice Gardner, (850)488-6249 or Suncom 278-6249.

The Florida **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 3, 2000, 3:00 p.m. – 5:00 p.m.

PLACE: La Playa Beach Resort, Calusa Room, 9891 Gulf Shore Drive, Naples, Florida

PURPOSE: This is a meeting of the Florida Propane Education, Safety and Research Council to discuss the Council's business plan, assessment collections, projected budget, membership and marketing proposals for the 2000-01 fiscal year.

A copy of the agenda may be obtained by writing: Vicki O'Neil, Bureau Chief, Bureau of LP Gas Inspections, 3125 Conner Blvd., Suite N, Tallahassee, FL 32399-1650 or by calling Vicki O'Neil, (850)921-8001.

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 in advance by contacting Ms. O'Neil at the number above.

## DEPARTMENT OF EDUCATION

The Florida **Department of Education**, Charter School Review Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 26, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: Duval County School Board Administration Building, Board Room, 1st Floor, 1701 Prudential Drive, Jacksonville, Florida

PURPOSE: Members of the Charter School Review Panel will examine best practices to be used in workout situations involving troubled charter schools and to hear reports about Duval County 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 **Department of Education** announces a public meeting to which all interested parties are invited to attend.

DATES: July 27-28, 2000

PLACE: Valencia Community College, Financial Aid Office, Orlando, Florida, (407)299-5000

PURPOSE: To conduct a meeting of the Florida Council of Student Financial Aid Advisors.

A copy of the agenda may be obtained by writing: Bureau of Student Financial Assistance, Department of Education, Attention: Mario Butler, 325 West Gaines Street, 124 Collins Building, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the American Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency by contacting Mario Butler, (850)922-7178, at least 48 hours before the meeting. If you are hearing or speech impaired, please contact the agency by calling (850)488-4095.

The State of Florida, **Education Practices Commission** announces a Teacher Hearing panel to which all persons are invited.

DATE AND TIME: August 25, 2000, 8:30 a.m. or as soon thereafter as can be heard

PLACE: The Embassy Suites Tampa Airport/Westshore, 555 North Westshore Boulevard, Tampa, Florida 33609, (813)875-1555

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

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

Additional information may be obtained by writing: Education Practices Commission, Florida Education Center, 325 West Gaines Street, Room #224-E, Tallahassee, Florida 32399-0400. SPECIAL ACCOMMODATION: Any person requiring a special impairment accommodation should contact Kathleen M. Richards, (850)488-0547, at least five calendar days prior to the hearing. Persons who are hearing or speech impaired can contact the Commission using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The 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 TIMES: Thursday, August 10, 2000, New Member Orientation, 12:30 p.m. – 1:00 p.m.; Meeting, 1:00 p.m. – 3:00 p.m.; Committee Meetings, 3:00 p.m. – 5:00 p.m.

PLACE: South Florida Community College, Public Service Academy Bldg., Room 201, 600 W. College Drive, Avon Park, FL 33825-9356

DATE AND TIME: Friday, August 11, 2000, Meeting, 8:00 a.m. – 3:00 p.m.

PLACE: South Florida Community College, Public Service Academy Bldg., Room 201, 600 W. College Drive, Avon Park, FL 33825-9356

PURPOSE: Regular Quarterly Business Meeting.

NOTE: If you need additional information or special services to participate in the meeting, please contact the Florida Community College Distance Learning Consortium at: University Center, Building C, Suite C-1100, Tallahassee, FL 32306-2732, (850)645-4826.

#### DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs** announces a public hearing to receive input from all interested parties on the Low-Income Home Energy Assistance Program (LIHEAP) state administrative plan for federal fiscal year (FFY) 2001 to which all interested persons are invited.

MEETING: Public Hearing for the LIHEAP State Plan for FFY 2001

DATE AND TIME: August 7, 2000, 9:00 a.m. – 11:00 a.m.

PLACE: Florida Department of Community Affairs, 2555 Shumard Oak Boulevard, Conference Room 220N, Tallahassee, Florida 32399-2100

PURPOSE: To obtain input and recommendations from the public and interested parties concerning the State Administrative Plan for FFY 2001 which will be submitted to the United States Department of Health and Human Services.

A copy of the state plan and agenda may be obtained by writing: Department of Community Affairs, Hilda S. Frazier, Planning Manager, The Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, by telephoning (850)488-7541, by Fax (850)488-2488 or by appearing in person at the agency headquarters.

APPEALS INFORMATION: If a person decides to appeal any decision of the Department of Community Affairs with respect to any matter considered at this public hearing, he or she will need a record of the proceeding, and for such purposes he or she may need to ensure that a record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Any person requiring a special accommodation at this public hearing because of a disability or physical impairment should contact the Community Assistance Section, (850)488-7541, at least five calendar days prior to the hearing. If you are hearing 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 **Department of Community Affairs, Housing and Community Development** announces the following public meeting:

COMMITTEE: RCMP Advisory Council

DATE AND TIME: August 3, 2000, 1:00 p.m.

PLACE: Kelly Conference Room, 2555 Shumard Oak Blvd., Tallahassee, FL 32399

PURPOSE: To hold a Advisory Council meeting to discuss the Residential Construction Mitigation Program (RCMP).

For more information, please contact: Buster Case, Community Program Administrator, Division of Housing and Community Development, 2555 Shumard Oaks Blvd., Tallahassee, FL 32399, (850)922-5434.

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 Housing and Community Development.

Any person requiring special accommodation at the meeting because of a disability or physical impairment should contact Ms. Patsy Rushing, Department of Community Affairs, (850)922-5434, at least ten days before the meeting. 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).

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#### DEPARTMENT OF REVENUE

The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

**DATES AND TIME:** Monday, August 7, 2000; Tuesday, August 8, 2000; Wednesday, August 9, 2000 (if needed), 9:00 a.m. – 4:15 p.m.

**PLACE:** Training Room, 4070 Esplanade Way, Room 301, Third Floor, Tallahassee, FL 32311

**PURPOSE:** Applicant Ranking Process; Contract Auditing.

The Applicants Ranking Committee will meet to rank the 2000/2001 C.P.A. firms that timely submitted proper and complete contract audit applications to the Florida Department of Revenue. The Applicant Ranking Committee will determine a ranked order of applicants for negotiation of tax compliance audit contracts for Fiscal Year 2000/2001 under s. 213.28, Florida Statutes.

At the meeting, discussion will be limited to committee members and staff and, no comments or information will be taken from applicants or the public.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced 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.

Any questions on this notice or request for a copy of the agenda can be directed to: Ron Webster, Contract Audit and Certified Audit Manager, Contract Audit Program, Florida Department of Revenue, 4070 Esplanade Way, Third Floor, Tallahassee, FL 32311 or by calling Ron Webster, (850)488-7822.

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 Ron Webster, (850)488-7822. If you are hearing or speech impaired, please contact the Department of Revenue's Telecommunication Device for the Deaf by calling (850)922-1115. You may also call via the Florida Relay System at 1(800)955-8770 (Voice), or 1(800)955-8771 (TDD).

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#### DEPARTMENT OF TRANSPORTATION

The **Commission on the Future of Aeronautics and Space in Florida** announces a meeting to which all persons are invited.

**DATES AND TIME:** August 2-3, 2000, 10:00 a.m.

**PLACE:** Greater Orlando Aviation Authority, Orlando International Airport, One Airport Blvd., Boardroom, 2nd Floor, Orlando, Florida

**PURPOSE:** Official business of the Commission. Including but not limited to discussion of task assignments and draft report.

A copy of the agenda may be obtained by writing: Thomas E. Duncan, Aviation Policy and Program Development Analyst, Aviation Office, Florida Department of Transportation, M.S. #46, 605 Suwannee Street, Tallahassee, Florida 32399-0450 or by electronic mail using the following address: thomas.duncan@dot.state.fl.us

In accordance with provisions of the Americans with Disabilities Act, persons requiring special accommodations to participate in the meeting should advise Thomas E. Duncan, (850)414-4513.

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The **Department of Transportation**, District Three announces a public hearing to which all persons are invited.

**DATE AND TIME:** August 17, 2000, 6:00 p.m.

**PLACE:** Stewart Street Elementary School, 749 South Stewart Street, Quincy, Florida

**PURPOSE:** This hearing is being held to afford interested persons the opportunity to express their views concerning the location; conceptual design; and social, economic and environmental effects of Financial Project Identification Number 218946-1-32-01 otherwise known as the US 90 (SR 10) Alternative Alignment Within and Around the Quincy/Gadsden County Limits PD&E Study. The limits of the project corridor are from US 90 (SR 10) to SR 12 near Quincy, Gadsden County, Florida.

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 (850)638-0260, Ext. 625. Special accommodation requests under the Americans With Disabilities Act should be made at least seven working days prior to the public hearing.

This hearing is being held to comply with Title VI of the Civil Rights Act of 1964, and Title VIII of the Civil Rights Act of 1968, as amended.

A copy of the agenda may be obtained by writing: Regina Battles, District Environmental Management Engineer, Florida Department of Transportation, District 3, P. O. Box 607, Chipley, Florida 32428.

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#### STATE BOARD OF ADMINISTRATION

The **State Board of Administration** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Friday, July 28, 2000, 9:00 a.m.

**PLACE:** Hermitage Room, Plaza Level, The Hermitage Centre, 1801 Hermitage Boulevard, Tallahassee, FL 32308

**PURPOSE:** A special meeting of the Investment Advisory Council (IAC). The IAC is a six-member advisory council, which reviews the investments made by the staff of the Board

of Administration and makes recommendations to the board regarding investment policy, strategy, and procedures. The IAC operates under s. 215.444 of the Florida Statutes.

A copy of the agenda may be obtained by writing: State Board of Administration, Attention: Cheryl Creel, 1801 Hermitage Boulevard, Suite 600, Tallahassee, Florida 32308, (850)413-1248.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify Dorothy Westwood, (850)488-4406.

**PUBLIC SERVICE COMMISSION**

The Florida **Public Service Commission** will consider at its August 1, 2000, Agenda Conference, Docket No. 000691-GU, Amendment to Application by Atlantic Utilities, a Florida Division of Southern Union Company, d/b/a South Florida Natural Gas, for authority to issue and sell securities pursuant to Section 366.04, F.S., and Chapter 25-8, Florida Admin. Code; and request for approval to borrow funds for short-term financing purposes. The Company seeks PSC approval pursuant to Section 366.04, Florida Statutes, to issue and sell and/or exchange any combination of the long-term debt and equity securities and/or to assume liabilities or obligations directly or as guarantor, endorser, or surety in an aggregate amount not to exceed \$1 billion. Additionally, the Company seeks to borrow up to \$300,000,000 for short-term financing purposes during the twelve month period from August 1, 2000 through July 31, 2001. The Company also seeks authorization to incur short-term debt to provide interim financing for the New England Acquisitions in an amount not to exceed \$500,000,000.

DATE AND TIME: Tuesday, August 1, 2000, The Agenda Conference begins at 9:30 a.m., although the time at which this item will be heard cannot be determined at this time

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301

PURPOSE: To take final action in Docket No. 000691-GU. 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).

**NOTICE OF CHANGE** – The Florida **Public Service Commission** announces the rescheduling of a prehearing to be held in the following docket, to which all interested persons are invited.

Docket No. 991755-TP – Request for arbitration concerning complaint of MCImetro Access Transmission Services LLC and MCI WorldCom Communications, Inc. against BellSouth Telecommunications, Inc. for breach of approved interconnection agreement.

DATE AND TIME: August 2, 2000, 9:30 a.m.

PLACE: Hearing Room 152, 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 a prehearing to be held in the following docket, to which all interested persons are invited.

Docket No. 981827-EC – Complaint and petition by Lee County Electric Cooperative, Inc. for an investigation of the rate structure of Seminole Electric Cooperative, Inc.

DATE AND TIME: August 7, 2000, 9:30 a.m.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

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

**REGIONAL PLANNING COUNCIL**

The **Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 2, 2000, 9:30 a.m.

PLACE: Highlands County Health Department, Conference Room, 7205 South George Boulevard, Sebring, Florida  
 PURPOSE: Regular Monthly Meeting of the Council.

A copy of the agenda may be obtained by writing: Central Florida Regional Planning Council, P. O. Box 2089, Bartow, Florida 33831.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such persons will need a record of the proceeding. For such purpose, he may need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Thursday, August 10, 2000, 9:00 a.m.  
 (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Agency on Bay Management.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, August 14, 2000, 8:30 a.m.  
 (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Executive/Budget Committee.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, August 14, 2000, 10:00 a.m.  
 (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Tampa Bay Regional Planning Council.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a

verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, August 21, 2000, 9:30 a.m.  
 (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Area Agency on Aging.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, August 28, 2000, 9:30 a.m.  
 (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Clearinghouse Review Committee.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **South Florida Regional Planning Council** announces a meeting of the Executive Committee to which all persons are invited.

DATE AND TIME: Monday, August 7, 2000, 10:00 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, Florida

PURPOSE: Miami International Airport Substantial Deviation Development Order – Miami-Dade County; Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Executive Committee meeting on monthly Council business.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

Anyone deciding to appeal any decision made by the board with respect to any matter considered at this meeting, will need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices, (954)985-4416 (Broward).

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152, Ext. 40 (TDD) if you require additional information regarding the above meeting. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

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The **South Florida Regional Planning Council** announces the following Clean Cities meetings to which all persons are invited.

MEETING: Clean Cities Coalition Market Development Subcommittee

DATE AND TIME: Monday, August 14, 2000, 9:00 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

MEETING: Clean Cities Coalition Steering Committee Meeting

DATE AND TIME: Monday, August 14, 2000, 10:00 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

PURPOSE: The Gold Coast consists of Broward, Martin, Miami-Dade, Monroe and Palm Beach Counties. The Coalition was formed through Governor's Executive Order to accelerate the widespread use of cleaner, alternatively fueled fleet vehicles in the Florida Gold Coast area. The purpose of these meetings is to discuss relevant Coalition issues.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

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, he 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.

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152 (TDD) if you require additional information regarding the above

meeting. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

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#### WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District** announces the following public meetings to which all persons are invited:

MEETING: Executive Management Team

DATE AND TIME: Thursday, August 3, 2000, 10:00 a.m.

PLACE: Natural Resources Conservation Service, 2614 N. W. 43rd Street, Gainesville, FL 32606-6611

PURPOSE: Discussion of management study with consultants.

Anyone requiring a special accommodation to participate in this meeting is requested to advise the District at least 5 work days before the meeting by contacting Ann Freeman, (904)329-4101 or (904)329-4450 (TDD).

NOTE: If any person decides to appeal any decision with respect to any matter considered at the above-listed meetings or hearing(s), such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

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The **Southwest Florida Water Management District** announces the following meetings to which all interested parties are invited.

AGRICULTURAL ADVISORY COMMITTEE

DATE AND TIME: Tuesday, August 1, 2000, 5:30 p.m.

PLACE: Tampa Service Office, 7601 Highway 301, North, Tampa, Florida

GREEN INDUSTRY ADVISORY COMMITTEE

DATE AND TIME: Thursday, August 3, 2000, 12:00 Noon

PLACE: Tampa Service Office, 7601 Highway 301, North, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Committee Business. Some members of the District's Governing and Basin Boards may attend the meetings.

Copies of the agendas may be obtained by writing: Community Affairs Department, Southwest Florida Water Management District, 7601 Highway 301, North, Tampa, Florida 33637.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should call 1(800)836-0797 (Florida) or (813)985-7481, Extension 2036, Fax (813)987-6726, TTD ONLY 1(800)231-6103 (Florida).

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The **Southwest Florida Water Management District** announces the following public hearing to which all interested persons are invited:

DATES AND TIME: August 22, 2000, 9:00 a.m. and may be continued – August 23, 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 Lake Manatee Lower Watershed project comprised of one parcel referred to as SWF Parcel No. 21-601-109 A, B and C consisting of approximately 1,764 acres and lying in Sections 14, 15, 22, 23, 26, 27, 28 and 35, Township 34 South, Range 20 East, located east of Interstate 75, north of State Road 64 at its intersection with County Road 675 in Manatee County, Florida; and

Part of the Green Swamp project comprised of one parcel referred to SWF Parcel No. 10-200-1230C to be acquired by a conservation easement consisting of approximately 827± acres. The parcel is located west of U.S. Highway 33 on Calvin Lee Road in all or parts of Sections 27, 28, 33 and 34, Township 23 South, Range 24 East in Lake County, Florida; and

Part of the Green Swamp project comprised of parcel referred to as SWF Parcel No. 10-200-1232 consisting of approximately 12.5± acres and lying in Section 25, Township 24 South, Range 24 East, south of Groveland, about one mile north of Polk County line and two miles west of SR 33 in Lake County, Florida. Consideration of additional lands within the Lake Manatee Lower Watershed, Charlie Creek, Prairie/Shell Creek, Alafia River Corridor, and the Tampa Bay Estuarine Ecosystem Projects to the 2000 Save Our Rivers/Preservation 2000 Five-Year Land Acquisition Plan, which includes the Southwest Florida Water Management District's Florida Forever Five-Year Workplan.

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 hearing required under Sections 373.59 and 373.139, Florida Statutes to which all interested persons are invited:

DATE AND TIME: August 10, 2000, Governing Board Meeting, 8:50 a.m.

PLACE: District Headquarters, 3301 Gun Club Road, West Palm Beach, Florida 33407

PURPOSE: The acquisition of certain lands contained within the Save Our Rivers Land Acquisition and Management Plan which lands are further described as follows:

Part of the Kissimmee Chain of Lakes Project comprised of one parcel referred to as SFWMD Tract No. 18-408-004 consisting of approximately 22.84 acres and lying in Section 1, Township 30 South, Range 29 East in Polk County, Florida.

Part of the East Coast Buffer Project comprised of six parcels referred to as SFWMD Tract Nos. W9-305-929, W9-305-938, W9-305-948, W9-305-955, W9-306-970 and W9-308-190 consisting of approximately 21.77 acres, and lying in Sections 8, 17, 18, Townships 53 and 54 South, Range 39 East in Miami-Dade County, Florida.

Part of the East Coast Buffer Project comprised of one parcel referred to as SFWMD Tract No. W9-201-053 consisting of approximately 30 acres, and lying in Section 23, Township 50 South, Range 39 East in Broward County, Florida.

Part of the East Coast Buffer Project being acquired under the terms of an Interlocal Agreement with Palm Beach County comprised of one parcel referred to as SFWMD Tract No. W9-100-085 consisting of approximately 626.94 acres, and lying in Section 12, Township 41 South, Range 46 East in Palm Beach County, Florida.

Part of the Ten Mile Creek Project comprised of one parcel referred to as SFWMD Tract No. GI-100-013 consisting of approximately 8 acres, and lying in Sections 25, 26, 35 and 36, Township 35 South, Range 39 East in St. Lucie County, Florida.

Part of the West Palm Beach Field Station – Operations Center Project comprised of one parcel referred to as SFWMD Tract No. GK-100-002 consisting of approximately .67 acres, and lying in Section 31, Township 43 South, Range 42 East in Palm Beach County, Florida.

Part of the 8.5 Square Mile Area (Phase 1) Project comprised of three parcels referred to as SFWMD Tract Nos. GE-317-983, GE-318-977 and GE-317-922 consisting of approximately 5.25 acres and lying in Sections 20, 28 and 29, Township 55 South, Range 38 East in Miami-Dade County, Florida.

Part of the STA-1E Project referred to as SFWMD Tract No. 49-102-137 consisting of approximately eighteen Release of Easements benefiting owners in Section 13, Township 44 South, Range 40 East in Palm Beach County, Florida.

Part of the Big Cypress Basin Cocohatchee Canal Improvement Project comprising of an Agreement to Extend Temporary Construction Easement referred to as Tract No. 01-100-118 consisting of approximately 9.7 acres and lying in Sections 23 and 24, Township 48 South, Range 26 East, Collier County, Florida.

Part of the Kissimmee River Restoration Project comprised of two parcels referred to as SFWMD Tract Nos. 19-103-436 and 19-103-437 consisting of approximately 321.68 acres and lying in Sections 15, 16, 21 and 22, Township 36 South, Range 33 East in Okeechobee County, Florida.

Part of the Caloosahatchee Basin Storage Reservoir project comprised of four parcels referred to as SFWMD Tract No. GX-100-001, GX-100-002, GX-100-003 and GX-100-004 consisting of approximately 8,682 acres and lying in Sections 1, 2, 3, 6, 10, 11, 12, 23 through 36, Townships 43 and 44 South, Range 28 East in Hendry County, Florida.

Part of the Caloosahatchee Basin Storage Reservoir Project comprised of one parcel referred to as SFWMD Tract No. GX-100-004 consisting of approximately 338.98 acres and lying in Section 25, Township 43 South, Range 28 East in Hendry County, Florida.

Part of the Kissimmee Chain of Lakes Project comprised of two parcels referred to as SFWMD Tract Nos. 18-001-050 and 18-001-051 consisting of approximately 0.739 acres and 2.291 acres, respectively and lying in Section 3, Township 31 South, Range 31 East, Polk County, Florida.

Part of the CREW Project comprised of seven parcels referred to as SFWMD Tract Nos. 09-005-008, 09-005-010, 09-005-021, 09-005-151, 09-003-249, 09-005-276 and 09-003-625 consisting of approximately 31.0 acres and lying in Sections 27, 32, 33, 34 and 36, Township 47 South, Range 26 East, Lee County, Florida.

Part of the Pal-Mar project comprised of three parcels referred to as SFWMD Tract Nos. 23-102-636, 23-103-157 and 23-103-411 consisting of approximately 2 acres and lying in Sections 29 and 30, Township 40 South, Range 40 East in Martin County, Florida.

Authorize a Resolution to the Board of Trustees of the Internal Improvement Trust Fund requesting reimbursement of costs for the acquisition of lands, Sections 5, 6, 7 and 8, Township 46 South, Range 31 East, in Hendry County, Okaloacoochee Project.

Approve a Lease Agreement to Lease from Florida Department of Transportation a strip of land adjacent to the District's Everglades Buffer Strip for a future parking lot, at no cost to the District.

Authorize entering into a base year plus three one year renewal options for land acquisition assistance. Contract No. C-11484

Consider the disposal of part of the Kissimmee River Project comprised of five parcels referred to as SFWMD Tract Nos. 19-103-209, 19-103-284, 19-103-287, 19-103-288 and 19-103-289, consisting of approximately 80 acres in fee, including any and all mineral interests, with reservation of conservation easements over approximately 20 acres, all lying in Section 31, Township 35 South, Range 34 East in Okeechobee County, Florida.

Consider the disposal of part of the Kissimmee Chain of Lakes Project comprised of four parcels referred to as SFWMD Tract Nos. 18-403-033, 18-403-034, 18-403-006 and 18-403-008, consisting of approximately 32 acres in fee, including any and all mineral interests, with reservation of flowage easements over approximately 20 acres, all lying in Section 8, Township 30 South, Range 30 East in Polk County, Florida.

Additional information concerning specific parcels or interests can be obtained from Blair R. LittleJohn, III, South Florida Water Management District, Post Office Box 24680, West Palm Beach, Florida 33416-4680, telephone (561)686-8800. Appeals from any South Florida Water Management District Board decision requires a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

For additional information, please contact: Mr. Blair R. LittleJohn, III, Director, Real Estate Division, (561)682-6842.

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#### REGIONAL UTILITY AUTHORITIES

The **Peace River/Manasota Regional Water Supply Authority** announces the following public hearing and meeting to which all interested parties are invited:

DATE AND TIME: Wednesday, August 2, 2000, 10:00 a.m.

PLACE: Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, FL

PURPOSE: Conduct regular business of the Authority and Public Hearing on the Authority's Final Budget FY 00-01.

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 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.

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#### DEPARTMENT OF THE LOTTERY

NOTICE IS HEREBY GIVEN by the **Department of the Lottery** that a meeting of the Florida Lottery Commission is scheduled as follows:

DATE AND TIME: Thursday, August 3, 2000, 10:00 a.m.

PLACE: Lottery Central Building, 250 Marriott Drive, Tallahassee, Florida

PURPOSE: Quarterly meeting to discuss issues relating to the Lottery.

One or more of the Commissioners will participate in the meeting via telephone conferencing.

Any person requiring a special accommodation at the meeting because of a disability should call Doug Roberts, (850)487-7777, Ext. 2469 (Voice) or use the Florida Relay Service at 1(800)955-8771 (TDD), at least seven (7) working days prior to the meeting date.

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#### DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs** announces a public meeting to which all persons are invited:

MEETING: SHINE (Service Health Insurance Needs of Elders) Steering Committee Meeting

DATE AND TIME: Thursday, August 3, 2000, 9:00 a.m.

PLACE: Embassy Suites Orlando Airport, 5835 T. G. Lee Boulevard, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Elder Insurance Benefits, Counseling and training techniques.

A copy of the agenda may be obtained by contacting: Shelia Kilpatrick, (850)414-2060.

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#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting of the Panel on Excellence in Long-Term Care to which all interested parties are invited.

DATE AND TIME: Thursday, August 10, 2000, 10:00 a.m. (Central Time)

PLACE: Tandem Healthcare of Pensacola, Subacute and Rehabilitation Center, 235 West Airport Boulevard, Pensacola, Florida 32505

PURPOSE: A meeting of the Panel on Excellence in Long-Term Care. The purpose of this meeting is to review components of an application for the Gold Seal award and discuss criteria in order to award the Gold Seal designation. Other matters before the Panel will also be discussed.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Richard Kelly, (850)488-5861, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Richard Kelly, Agency for Health Care Administration, Bldg. 1, Room 228, 2727 Mahan Drive, Tallahassee, FL 32308.

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#### DEPARTMENT OF MANAGEMENT SERVICES

The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited. The meeting is being conducted by communications media technology (CMT), i.e., by utilizing a telephone conference hookup.

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

PLACE: Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303. The meet-me telephone number is (850)921-2548 or Suncom 291-2548

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regular meeting of the commission. Items to be discussed will include general administrative issues.

A copy of the agenda may be obtained by contacting: Ms. Sharon Moultry, Clerk of the Commission, Florida Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149, telephone (850)488-7082, Ext. 1036.

VERBATIM RECORD OF MEETING: If any person decides to appeal any decision made during the meeting, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

ADA NOTICE: Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Clerk of the Commission, (850)488-7082, Ext. 1036, at least five working days prior to the meeting.

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The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited. The meeting is being conducted by communications media technology (CMT), i.e., by utilizing a telephone conference hookup.

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

PLACE: Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303. The meet-me telephone number is (850)921-2548 or Suncom 291-2548

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regular meeting of the commission. Items to be discussed will include general administrative issues.

A copy of the agenda may be obtained by contacting: Ms. Sharon Moultry, Clerk of the Commission, Florida Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149, telephone (850)488-7082, Ext. 1036.

VERBATIM RECORD OF MEETING: If any person decides to appeal any decision made during the meeting, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

ADA NOTICE: Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Clerk of the Commission, (850)488-7082, Ext. 1036, at least five working days prior to the meeting.

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The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited. The meeting is being conducted by communications media technology (CMT), i.e., by utilizing a telephone conference hookup.

DATE AND TIME: Monday, July 31, 2000, 2:00 p.m.

PLACE: The access point where a person may go for the purpose of attending the meeting is the Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303. The meet-me telephone number is (850)291-2560 or Suncom 291-2560

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regular meeting of the commission. Items to be discussed will include general administrative issues.

A copy of the agenda may be obtained by contacting: Ms. Sharon Moultry, Clerk of the Commission, Florida Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149, telephone (850)488-7082, Ext. 1036.

VERBATIM RECORD OF MEETING: If any person decides to appeal any decision made during the meeting, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

ADA NOTICE: Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Clerk of the Commission, (850)488-7082, Ext. 1036, at least five working days prior to the meeting.

The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited. The meeting is being conducted by communications media technology (CMT), i.e., by utilizing a telephone conference hookup.

DATE AND TIME: Wednesday, August 2, 2000, 2:00 p.m.

PLACE: The access point where a person may go for the purpose of attending the meeting is the Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303. The meet-me telephone number is (850)291-2560 or Suncom 291-2560

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regular meeting of the commission. Items to be discussed will include general administrative issues.

A copy of the agenda may be obtained by contacting: Ms. Sharon Moultry, Clerk of the Commission, Florida Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149, telephone (850)488-7082, Ext. 1036.

VERBATIM RECORD OF MEETING: If any person decides to appeal any decision made during the meeting, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

ADA NOTICE: Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Clerk of the Commission, (850)488-7082, Ext. 1036, at least five working days prior to the meeting.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE OF CORRECTION – The **Department of Business and Professional Regulation** would like to announce the following correction to a meeting previously noticed in the Florida Administrative Weekly of July 15, 2000, Vol. 26, No. 28. The meeting date for the full Board Meeting of the **Board of Architecture and Interior Design** is corrected from August 8, 2000, to August 10, 2000.

MEETING: Board of Architecture and Interior Design

DATE AND TIME: August 10, 2000, 8:30 a.m.

PURPOSE: To conduct an official meeting of the Board to review issues associated with regulation of architecture and interior design professions.

The **Department of Business and Professional Regulation** announces the following meeting to be conducted by the Florida **Board of Architecture and Interior Design** (Board):

MEETING: Probable Cause Panel

DATE AND TIME: August 28, 2000, 9:00 a.m.

PLACE: The Department of Business and Professional Regulation, Northwood Centre, Board Conference Room, 1940 North Monroe Street, Tallahassee, FL 32399

PURPOSE: To conduct an official meeting of the Probable Cause Panel of the Florida Board of Architecture and Interior Design. Only that portion of the meeting wherein probable cause has previously been found on noted cases will be open to the public.

Any person deciding to appeal a decision made with respect to any matter considered at this meeting will need to ensure that a verbatim record of the proceeding is made. Such record must include testimony and evidence upon which the appeal is to be based.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, Board of Architecture and Interior Design, (850)488-6754, forty eight (48) hours prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Architecture and Interior Design 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 **Barbers' Board** announces a Telephone Conference Call open to the public and all persons are invited to participate.

DATE AND TIME: Monday, August 7, 2000, 2:00 p.m. (EST)

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0790, Via Telephone Conference. To Connect Dial (850)921-6455 or Suncom 291-6455

PURPOSE: General Board Business and Rules Review.



\*A copy of the agenda may be obtained by writing: Florida Barbers' Board, 1940 North Monroe Street, Suite #60, Tallahassee, Florida 32399-0790.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Area of Critical State Concern, (850)488-4925, at least five calendar days prior to the meeting being held. If you are hearing or Speech impaired please contact the Area of Critical State Concern 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 Pilot Commissioners** announces a Conference Call meeting to discuss deputy advancements to which all persons are invited.

DATE AND TIME: August 1, 2000, 4:00 p.m. (Eastern Standard Time)

PLACE: Dept. of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, FL 32399-0773, access phone (850)921-5470, Suncom 291-5470

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 **Engineers Management Corporation** announces a public telephone conference call of the FEMC CEO Selection Committee to which all persons are invited:

DATE AND TIME: July 28, 2000, 3:00 p.m.

PLACE: Florida Board of Professional Engineers, 1208 Hays Street, Tallahassee, FL 32301, conference call number 1(800)659-6183

PURPOSE: To discuss candidate applications for the position of Chief Executive Officer of FEMC.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

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

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 Board at least forty eight (48) hours before the meeting by contacting Carrie Flynn, (850)521-0500.

The Florida **Engineers Management Corporation** announces a public meeting of the CEO Selection Committee to which all persons are invited:

DATE AND TIME: Tuesday, August 8, 2000, 8:00 a.m.

PLACE: Laptop Lane Conference Room, Tampa International Airport, Tampa, Florida

PURPOSE: To conduct interviews of applicants for the FEMC Chief Executive Officer position.

A copy of the agenda may be obtained by writing: Florida Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

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

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 Board at least forty eight (48) hours before the meeting by contacting Carrie Flynn, (850)521-0500.

The Florida **Engineers Management Corporation** announces a public meeting and a conference call to conduct the business of the Corporation, to which all persons are invited:

DATE AND TIME: Friday, August 11, 2000, 9:00 a.m.

PLACE: Florida Board of Professional Engineers, 1208 Hays Street, Tallahassee, FL 32301, phone 1(800)659-6183

PURPOSE: General Business of the Corporation.

A copy of the agenda may be obtained by writing: Florida Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

If any person decides to appeal a decision made by the Corporation with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made. 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 Board at least forty eight (48) hours before the meeting by contacting Carrie Flynn, (850)521-0500.

The Florida **Real Estate Appraisal Board** announces a workshop to which everyone is invited.

DATE: AND TIME: Monday, July 31, 2000, 1:30 p.m.  
 PLACE: Department of Business and Professional Regulation, Division of Real Estate, Public Meeting Room, 400 W. Robinson St., Room 301, North Tower, Orlando, Florida, (407)245-0800  
 PURPOSE: Workshop session to discuss rules and possible changes to rules for distance learning and State-Registered Assistant Real Estate Appraisers in Florida as found in Florida Administrative Code, Chapter 61J1.

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, Florida Real Estate Appraisal Board, P. O. Box 1900, Orlando, Florida 32802-1900.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

The **Department of Environmental Protection** announces a public hearing of the Governor and Cabinet, sitting as the Power Plant Siting Board, to consider the Administrative Law Judge's Recommended Order in the case of the Gulf Power Company, Lansing Smith Unit 3, Power Plant Siting Application, PA99-40, DOAH Case No. 99-2641EPP.

DATE AND TIME: July 25, 2000, 9:00 a.m.  
 PLACE: Cabinet Hearing Room, Lower Level, State Capitol, Tallahassee, Florida  
 PURPOSE: The Governor and Cabinet, sitting as the Power Plant Siting Board, will consider, pursuant to the Florida Electrical Power Plant Siting Act, Sections 403.501-403.518, Florida Statutes, the Recommended Order dated June 19, 2000, from the Administrative Law Judge concerning the certification of Gulf Power Company's Lansing Smith Unit 3,

located west of the community of Southport in an unincorporated area of Bay County, northwest of Panama City, Florida.

For a copy of the agenda please contact: Judy Brooks, Department of Environmental Protection, Marjory Stoneman Douglas Building, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, (850)922-3766.

CABINET AIDES BRIEFING: The Cabinet Aides will meet and discuss the item on July 19, 2000, 9:00 a.m., in the same location. The purpose of the briefing is to review and gather information regarding this item for consideration by the Siting Board.

The **Department of Environmental Protection (DEP)** announces a public meeting of the Lake Okeechobee Technical Advisory Committee (TAC) to which all persons are invited.

DATES AND TIMES: Tuesday, August 1, 2000, 1:00 p.m. – 5:00 p.m.; Wednesday, August 2, 2000, 9:00 a.m. – 3:00 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 Florida **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 9, 2000, 10:00 a.m.  
 PLACE: Orlando Public Library, 101 East Central Boulevard, Orlando, Florida

PURPOSE: To explain the requirements of the playground surfacing grant program established by the Florida Legislature as appropriation 1609-D, in HB 2145.

If accommodation for a disability is needed to participate in this activity, please notify Jessie Carpenter, (850)488-0300, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Department by using the Florida Relay service at 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing or calling: Jessie Carpenter, 2600 Blair Stone Road, MS 4565, Tallahassee, Florida 32399-2400, (850)488-0300.

The **Department of Environmental Protection** announces a public workshop (40 CFR 51.102 hearing) to which all persons are invited:

DATE AND TIME: Tuesday, August 22, 2000, 2:00 p.m.

PLACE: Tampa Port Authority, 1101 Channelside Drive, Board Room, 1st Floor, Tampa, Florida

PURPOSE: The department is providing an opportunity for public comment on its intent to submit to the U.S. Environmental Protection Agency (EPA), as a proposed revision to the State Implementation Plan (SIP) under the Clean Air Act, amendments to the ozone air quality maintenance plan for the Tampa Bay area. The amendments "back out" all emission reduction credits from the Motor Vehicle Inspection Program (MVIP) from the future-year emissions projections contained in the maintenance plan for this area. The department intends to submit this SIP revision in response to legislation enacted by the 2000 Florida legislature, the effect of which was to terminate the MVIP in Hillsborough and Pinellas counties on July 1, 2000. If approved by EPA, this revision would eliminate any reliance in the SIP on the emission reductions (primarily of carbon monoxide and volatile organic compounds) that would have been produced by the MVIP in those counties had the program been continued.

In addition, the department is requesting approval of amendments to the Tampa Bay ozone maintenance plan to provide specific transportation conformity budgets for Hillsborough and Pinellas counties. In the current maintenance plan, no budgets are specified; hence, the original year-2005 mobile source emissions projections that were made by each county are being used as transportation conformity budgets by default. The conformity process would be clarified by the establishment of specific budgets for each county in the revised maintenance plan.

A copy of the agenda and the proposed SIP revision may be obtained by writing: Ms. Sandy Ladner, Division of Air Resource Management, 2600 Blair Stone Road, Mail Station 5500, Tallahassee, Florida 32399-2400 or by calling Ms. Ladner, (850)921-9551. Written comments on the proposed revision must be provided to the department at the workshop or submitted to Ms. Ladner at the above address on or before the date of the workshop.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing/meeting is asked to advise the agency at least 48 hours before the hearing by contacting the Personnel Service 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 Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: July 27, 2000, 7:00 p.m. (EDT)

PLACE: Blake Library, Armstrong Room, 2351 Southeast Monterey Road, Stuart, Florida 34996, Phone Number (561)221-1411

PURPOSE: To clarify issues related to improving public access at St. Lucie Inlet State Preserve.

#### DEPARTMENT OF HEALTH

The Florida **Board of Dentistry** will hold a Probable Cause Panel meeting to which all persons are invited:

DATE AND TIME: August 17, 2000, 6:00 p.m.

PLACE: Crowne Plaza, 950 N. W. LeJeune Road, Miami, FL 33126

PURPOSE: To review reconsideration cases.

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, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3256, or you may call (850)245-4161. 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)245-4161, 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 Dentistry** will hold a Rules Workshop to which all persons are invited:

MEETING: Rules Workshop

DATE AND TIME: Friday, August 18, 2000, 8:00 a.m.

PLACE: Crowne Plaza, 950 N. W. LeJeune Road, Miami, FL 33126, (305)446-9000

PURPOSE: To review rules for possible amendment.

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, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3256, or you may call (850)245-4161. 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)245-4161, 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 Dentistry** will hold the following meetings to which all persons are invited:

**DATES AND TIMES:** Friday, August 18, 2000, Committees begin immediately following the Rules Workshop with the General Business Meeting following and reconvening on Saturday, August 19, 2000, 8:00 a.m.

**PLACE:** Crowne Plaza, 950 N. W. LeJeune Road, Miami, FL, (305)446-9000

**PURPOSE:** To conduct 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, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3256, or you may call (850)245-4161. 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)245-4161, 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**, Surgical Care Committee announces a meeting to which all persons are invited.

**DATE AND TIME:** August 3, 2000, 3:00 p.m.

**PLACE:** The Hyatt Regency, Two Tampa City Center, Tampa, Florida 33602, (813)225-1234

**PURPOSE:** To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, 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).

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, Florida Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

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 will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which is to be based.

The Florida **Board of Medicine, Dietetics-Nutrition/Electrolysis Committee** announces a meeting to which all persons are invited.

**DATE AND TIME:** August 4, 2000, 5:00 p.m. or soon there after

**PLACE:** Hyatt Regency Tampa, Two Tampa City Center, Tampa, Florida 33602, (813)225-1234

**PURPOSE:** To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, 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).

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

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 will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which is to be based.

The Florida **Board of Medicine**, Expert Witness Credentials Committee announces a meeting to which all persons are invited.

**DATE AND TIME:** August 4, 2000, 5:00 p.m. or soon there after

**PLACE:** Hyatt Regency Tampa, Two Tampa City Center, Tampa, Florida 33602, (813)225-1234

**PURPOSE:** To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, 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).

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, 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.

The Florida **Board of Medicine** announces a meeting to which all persons are invited.

**DATES AND TIME:** August 4-6, 2000, 8:00 a.m.

**PLACE:** Hyatt Regency Tampa, Two Tampa City Center, Tampa, Florida 33602, (813)225-1234

**PURPOSE:** To conduct general business of the Board.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, 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).

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

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 will need a record of the proceedings, and for such purpose, 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. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

The **Department of Health, Board of Nursing** announces it will hold the following meeting to which all persons are invited.

**MEETING:** Central Probable Cause Panel

**DATE AND TIME:** August 21, 2000, 6:30 p.m.

**PLACE:** 2727 Mahan Drive, Tallahassee, FL 32308, telephone conference

**PURPOSE:** To reconsider cases which are a matter of public record. A list of cases to be reconsidered may be obtained through written request to the Agency for Health Care Administration, 2727 Mahan Drive, Ft. Knox, Building #3, Tallahassee, Florida 32308, Attn.: Reginald D. Dixon, Staff Attorney.

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 proceeding is made, which record includes the testimony and evidence upon which the appeal to be based.

A copy of any item on the agenda may be obtained by writing: Dr. Ruth Stiehl, Executive Director, Board of Nursing, 4080 Woodcock Drive, Ste. 202, Jacksonville, FL 32207. You will be charged \$.15 per page for the number of copies desired.

The **Department of Health, Board of Nursing** announces it will hold the following meeting to which all persons are invited.

**MEETING:** South Probable Cause Panel

**DATE AND TIME:** August 31, 2000, 9:00 a.m.

**PLACE:** 2727 Mahan Drive, Tallahassee, FL 32308, telephone conference

**PURPOSE:** To reconsider cases which are a matter of public record. A list of cases to be reconsidered may be obtained through written request to the Agency for Health Care Administration, 2727 Mahan Drive, Ft. Knox, Building #3, Tallahassee, Florida 32308, Attn.: Reginald D. Dixon, Staff Attorney.

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 proceeding is made, which record includes the testimony and evidence upon which the appeal to be based.

A copy of any item on the agenda may be obtained by writing: Dr. Ruth Stiehl, Executive Director, Board of Nursing, 4080 Woodcock Drive, Ste. 202, Jacksonville, FL 32207. You will be charged \$.15 per page for the number of copies desired.

The **Board of Orthotists and Prosthetists** will hold a duly noticed conference call meeting to which all persons are invited to attend.

**DATE AND TIME:** Monday, July 31, 2000, 9:00 a.m.

**PLACE:** Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida, at Meet Me Number (850)921-2530

**PURPOSE:** General board business.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board, (850)487-3052, at least 48 hour prior to the meeting. If you are hearing or speech impaired, please call the

Board using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued. A copy of the agenda item may be obtained by writing: Ms. Sherra W. Causey, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

The **Department of Health, Board of Pharmacy** announces a public meeting to which all persons are invited.

DATES AND TIME: August 14-15, 2000, 8:00 a.m. (EDT)

PLACE: Hyatt Regency, Two Tampa City Center, Tampa, FL

PURPOSE: The Board will conduct disciplinary proceedings, general board business and rules review.

The probable cause panel will meet after the August 14, 2000 session.

This meeting is closed to the public, however, there may be cases where probable cause was previously found which are to be reconsidered.

A copy of the board agenda and any probable cause materials which are open to the public may be obtained by writing: John D. Taylor, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Sharon Knowles, (850)488-7220, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

The **Board of Speech-Language Pathology and Audiology** announces a Probable Cause Panel Meeting via telephone conference call. Reconsiderations will be heard at this meeting. All interested parties are invited to participate, the conference call is open to the public.

DATE AND TIME: August 2, 2000, 2:00 p.m.

PLACE: phone number (850)245-4474, to inquire about call-in number

PURPOSE: Probable Cause Panel and Reconsiderations.

Any person requiring special accommodations for this conference call due to disability or physical impairment should call (850)245-4474, at least five (5) calendar days prior to the

conference call. If you are hearing or speech impaired, please contact the office using the Florida Dual Party Relay system at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

All interested parties should contact the board by writing: Sue Foster, Executive Director, Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, BIN #C08, Tallahassee, FL 32399-3258 or call (850)245-4474.

## **DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

The **Florida Commission on Mental Health and Substance Abuse** announces a meeting to which all persons are invited.

DATE AND TIME: Friday, July 28, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: Florida Mental Health Institute, Dean's Conference Room, 13301 Bruce B. Downs Blvd., Tampa, FL 33612

PURPOSE: This meeting's focus will be the content and format of the Commission's final report.

Written testimony about this or about mental health and substance abuse issues may be sent to: Dr. Nancy Bell, Executive Director, 13301 Bruce B. Downs Blvd., Tampa, FL 33612.

In accordance with the Americans with Disabilities Act, persons needing an accommodation to participate in this meeting should contact Sandra Charles prior to the meeting at the address above or telephone (813)974-2751, Suncom 574-2751 or call via the Florida Relay Service (813)974-4522 (TDD).

The **Department of Children and Family Services** announces the following public meeting to which all persons are invited:

GROUP: Hillsborough County Community Alliance

DATE AND TIME: August 15, 2000, 1:00 p.m.

PLACE: The Children's Board of Hillsborough County's Board Room, 1205 East 8th Avenue, Tampa, FL

PURPOSE: Organizational meeting.

Copies of the agendas and/or additional details may be obtained by contacting Donna Sinodom, (813)871-7454. Users of text telephones (TTYs), please call this number through the Florida Relay Service at 1(800)955-8771.

## **PINELLAS WAGES COALITION**

The **Pinellas WAGES Coalition** announces the following meeting of its Hardship Review Commission:

DATE AND TIME: Tuesday, July 25, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: 3151 3rd Avenue, North, 300 Plaza South, Conference Room, St. Petersburg, Florida

DATE AND TIME: Wednesday, July 26, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: 4140 49th Street, North, Conference Room, St. Petersburg, Florida

DATE AND TIME: Thursday, July 27, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: 1100 Cleveland Street, 5th Floor, Conference Room, Clearwater, 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.

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#### FLORIDA INDEPENDENT LIVING COUNCIL

The **Florida Independent Living Council, Inc.** announces the following meetings:

MEETING: Full Council

DATE AND TIME: Wednesday, August 2, 2000, 9:00 a.m. (EDT)

PLACE: Omni Rosen Hotel, 9840 International Drive, Orlando, Florida 32819, (407)996-2337, (407)996-0959 Fax

PURPOSE: To conduct the business of the Council.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, telephone (850)488-5624.

Any person who needs an accommodation to participate in this meeting because of a disability should submit a request for such accommodation in writing at least one week before the meeting date.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days

prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Konni Wells at the council address.

Notices of meetings and hearing must advise that a record is required to appeal. Each board, commission or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, § 286.0105)

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#### FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION

The **Florida Medical Malpractice Joint Underwriting Association** announces a Claims Committee meeting to which all persons are invited.

DATE AND TIME: August 3, 2000, 4:00 p.m.

PLACE: Wyndham Casa Marina Hotel, Key West, FL

PURPOSE: The Committee will receive and consider reports from the Association's General Counsel, General Manager, Servicing Carrier and such other business properly brought before the Committee.

A copy of the agenda may be obtained two weeks prior to the meeting by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

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The **Florida Medical Malpractice Joint Underwriting Association** announces a Board of Governors meeting to which all persons are invited.

DATE AND TIME: August 4, 2000, 9:00 a.m.

PLACE: Wyndham Casa Marina Hotel, Key West, FL

PURPOSE: The Board will receive and consider quarterly reports from the Association's Investment Counsel, General Counsel, Servicing Carrier, Claims Committee, General Manager and such other business properly brought before the Board.

A copy of the agenda may be obtained two weeks prior to the meeting by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

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The **Florida Medical Malpractice Joint Underwriting Association** announces its Annual Meeting of the membership to which all persons are invited.

DATE AND TIME: August 4, 2000, immediately following the Board of Governors meeting, 9:00 a.m.

PLACE: Wyndham Casa Marina, Key West, FL

PURPOSE: The Board will receive and consider yearly reports from the Association’s Chairman, Servicing Carrier, General Manager and such other business properly brought before the Board.

A copy of the agenda may be obtained by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

**ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY**

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited:

DATE AND TIME: August 9, 2000, 8:00 a.m.

PLACE: Lowndes, Drosdick, Doster, Kantor and Reed, 215 North Eola, Orlando, Florida

PURPOSE: General Business Meeting.

**Section VII**

**Notices of Petitions and Dispositions Regarding Declaratory Statements**

**DEPARTMENT OF COMMUNITY AFFAIRS**

NOTICE IS HEREBY GIVEN that the Department of Community Affairs has received a Petition for Declaratory Statement from TAMPA BAY ESTUARY PROGRAM, seeking a determination that Petitioner is not a “special district” within the meaning of the Uniform Special District Accountability Act of 1989, as amended.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

**PUBLIC SERVICE COMMISSION**

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a Petition for a Declaratory Statement from TDS/TELECOM/Quincy Telephone Company. The petitioner inquires as to the applicability of Sections 364.052(2) and 364.337(1), Florida Statutes, to Petitioner. DOCKET NO. 000798-TP.

**DEPARTMENT OF CORRECTIONS**

NOTICE IS HEREBY GIVEN that the Department of Corrections has issued a response to a Petition to Initiate Rulemaking from Paul E. Knight. The Department denied Inmate Knight’s request to repeal proposed rule 33-601.820, Florida Administrative Code, as an invalid rule challenge.

A copy of the Order may be obtained from: Giselle Lysten Rivera, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

**DEPARTMENT OF MANAGEMENT SERVICES**

NOTICE IS HEREBY GIVEN that the Florida Commission on Human Relations received a Petition for Declaratory Relief on May 30, 2000, from Laura M. Beebe. The Petitioner is seeking a declaratory statement from the Commission to determine whether local building officials are authorized to enforce the provisions of Section 760.23(10)(d), Florida Statutes, (1999).

A copy of the Petition may be obtained by writing: Sharon Moultrie, Clerk of the Commission, Florida Commission on Human Relations, 325 John Knox Road, Building F, Suite 240, Tallahassee, FL 32303-4149, (850)488-7082, Ext. 1036.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

NOTICE IS HEREBY GIVEN that the Department of Environmental Protection (Department) has issued an order disposing of the petition for declaratory statement filed by the St. Lucie River Legal Defense Fund, Inc., on January 12, 2000. The petition was denied in part because portions of the petition did not comply with Section 120.565, F.S. Additionally, petitioner did not present enough facts for the Department to make a determination as to the applicability of the requested statutes. The petition was granted in part and the Department declared that the S-97 and the S-49 water control structures are not a “source” within the meaning of Rule 62-4.030, FAC. Therefore, the South Florida Water Management District is not required to obtain a permit for the freshwater discharges from the S-97 or the S-49 water control structures.

A copy of the order may be obtained by contacting: Jennifer L. Fitzwater, Office of General Counsel, 3900 Commonwealth Blvd., MS #35, Tallahassee, Florida 32399-3000, telephone (850)488-9314.

NOTICE IS HEREBY GIVEN that the Department of Environmental Protection (Department) has issued an order disposing of the petition for declaratory statement filed by the St. Lucie River Legal Defense Fund, Inc., on February 21, 2000. The petition was denied in part because portions of the petition did not comply with Section 120.565, F.S. Additionally, petitioner did not present enough facts for the Department to make a determination as to the applicability of the requested statutes. The petition was granted in part and the Department declared that the S-80 water control structure is not a “source” within the meaning of Rule 62-4.030, FAC. Therefore, the U.S. Army Corps of Engineers is not required to obtain a permit for the freshwater discharges from the S-80 water control structure.



A copy of the order may be obtained by contacting: Jennifer L. Fitzwater, Office of General Counsel, 3900 Commonwealth Blvd., MS #35, Tallahassee, Florida 32399-3000, telephone (850)488-9314.

**Section VIII  
Notices of Petitions and Dispositions  
Regarding the Validity of Rules**

**Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:**

**NONE**

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

**Section IX  
Notices of Petitions and Dispositions  
Regarding Non-rule Policy Challenges**

**NONE**

**Section X  
Announcements and Objection Reports of  
the Joint Administrative Procedures  
Committee**

**NONE**

**Section XI  
Notices Regarding Bids, Proposals and  
Purchasing**

**DEPARTMENT OF EDUCATION**

**CALL FOR BIDS**

**PROJECT:** BR-706. Buildings 13, 22 and 82 Reroofing  
**FOR:** THE UNIVERSITY OF WEST FLORIDA  
**QUALIFICATION:** All bidders must be qualified at the time of their bid proposal in accordance with the Instructions to Bidders, Article B-2.

**MINORITY PROGRAM:** Bidders are encouraged to utilize Minority Business Enterprises certified by the Commission of Minority Economic and Business Development (formerly

certification done by Department of Management Services). 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/pre-qualification 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 meeting is scheduled for:

**DATE AND TIME:** Thursday, August 10, 2000, 10:00 a.m., local time

**PLACE:** Building 90, Conference Room, The University of West Florida, 11000 University Parkway, Pensacola, FL 32514  
Sealed bids will be received on:

**DATE AND TIME:** Thursday, August 24, 2000, until 2:00 p.m., local time

**PLACE:** Building 90, Conference Room, The University of West Florida, 11000 University Parkway, Pensacola, FL 32514 at which time and place they will be publicly opened and examined. Mailed bids should be sent to:

Office of Facilities Planning  
University of West Florida  
11000 University Parkway  
Pensacola, FL 32514  
Attn.: Phil Turner, Director Facilities Planning  
(850)474-2938

**PROPOSAL:** Bids must be submitted in full and in accordance with the requirements of the Project Manual, which may be obtained or examined at the office of the:

**ARCHITECT/ENGINEER:** Carlan Killam Consulting Group  
5111 North 12th Ave.  
Box 2518  
Pensacola, FL 32513-2518  
Attn.: David Dupuis  
Telephone (850)484-6011

**DEPOSIT:** \$100.00 per set for the 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 subcontractors.

**REFUND:** The deposit shall only be refunded to those General Contractors, Prime Bidders or Subcontractors acting as either prime or subcontractors, who after having examined the drawings and specifications:

- a. Submit a bona fide bid, or
- b. Provide written evidence that they have submitted bids as subcontractors for Plumbing, Heating/Ventilation/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 for \$100.00 per set for printing and handling cost.

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## **REGIONAL TRANSPORTATION AUTHORITIES**

### **NOTICE TO DESIGN/BUILD FIRMS AVAILABILITY OF INDUSTRY REVIEW DOCUMENTS DOUBLE TRACK CORRIDOR IMPROVEMENT PROGRAM, SEGMENT 5 PROJECT CONTRACT NO. 00-834**

Tri-County Commuter Rail Authority (TRI-RAIL), an agency of the state of Florida, operates a seventy-two mile commuter railroad with eighteen (18) stations in Miami-Dade, Broward and Palm Beach Counties.

THE PURPOSE of this notice is to seek written comments on the draft solicitation package, anticipated to be issued September 2000, to obtain a Design/Build firm or team of firms for the Segment 5 Project.

THE SEGMENT 5 PROJECT will be designed and constructed in its entirety using a design/build procurement method. Preliminary engineering has been completed and will be the basis for the final design effort included in the Design/Build contract.

The Project scope of Work includes the design and construction of: 44.91 miles of second mainline track (including new bridges) positioned within the existing Right-of-Way; modification and expansion of the existing signal system to accommodate the new track and alignment; modification and renovation of nine existing stations to accommodate the second mainline track. Additional work includes design and construction of two new stations, and the closing and demolition of two existing stations; installation of grade crossing warning systems to provide full closure along the entire 71.7 mile corridor; and demolition, relocation and construction of a maintenance/layover facility. Rolling stock is not included in the scope of the Design/Build contract.

The Project design includes production of design drawings, specifications, and calculations in compliance with the document requirements and referenced standards, codes, and legislative requirements. Construction includes the manufacture, fabrication, and installation of all elements required for the operation of the corridor. Elements of the design and construction include earthwork, new and relocation of track, drainage structures, and facilities, new and modified roadways and grade crossings, new and rehabilitated structures, stations and parking areas, landscaping, utility relocations and protections, traffic signals, signage and striping, and a signal and communications system.

A REQUEST FOR DOCUMENTS should be directed to: Ms. Charmaine Davis-Matthei, TRI-RAIL, 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064, (954)788-7905. The

cost of the Industry Review package is Three Hundred Dollars (\$300.00), non-refundable. Certified checks or money orders made payable to TRI-RAIL should be forwarded to Ms. Davis-Matthei at the address above. Industry Review documents will be available on or about July 31, 2000. The Industry Review package will contain draft versions of most of the documents to be included in the solicitation package, including: Instructions to Bidders; Contractual Terms and Conditions; Project Provisions; Contract Drawings; Design Criteria and Construction Specifications.

**RECEIPT OF WRITTEN COMMENTS** All comments regarding the Industry Review package must be received no later than 5:00 p.m., Tuesday, September 8, 2000 at the TRI-RAIL office in Pompano Beach. Comments as well as suggested changes and modifications are welcome.

**ISSUANCE OF SOLICITATION** is intended for late September 2000. TRI-RAIL will review comments and suggested changes and modifications prior to issuance of the solicitation. Participation in the Industry Review is not a pre-requisite for participation in the solicitation or award of any contract resulting from the solicitation. Nor will participation in the Industry Review preclude participation in the solicitation or award of any contract resulting from the solicitation.

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## **WATER MANAGEMENT DISTRICTS**

### **INVITATION TO BID RENTAL AND SERVICE OF PORTABLE TOILETS FOR LOCATIONS IN BAY AND WASHINGTON COUNTIES (BID NUMBER 00B-014)**

The Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333, will receive sealed bids up to the 2:00 p.m. (EDT) opening time on August 25, 2000, for the rental of ten handicap portable toilet units and eight regular portable toilet units to include initial delivery and service once per week.

All bids must conform to the instructions in the Invitation to Bid. Interested prospective bidders may obtain a copy of the complete Invitation to Bid package at the above address or by calling (850)539-5999.

The bid opening is open to the public. Provisions will be made to accommodate the handicapped (if requested) provided the District is given at least 72 hours advance notice.

All bids must comply with applicable Florida Statutes.

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## **DEPARTMENT OF MANAGEMENT SERVICES**

### **ADVERTISEMENT MODIFICATION PUBLIC ANNOUNCEMENT FOR CONSTRUCTION MANAGEMENT SERVICES**

Please take note to the following modifications to the Department of Management Services, Division of Building Construction Public Announcement for Construction

Management Services advertisement dated June 23, 2000 concerning Project No: SFA-20042000, Project Name: Space Experiments Research and Processing Laboratory (SERPL), Project Location: John F. Kennedy Space Center, Brevard County, Florida.

1. In paragraph one, the construction budget for this project is listed as "up to \$32,500,000." Change that to read "up to \$37,500,000."
2. Paragraph two (INSTRUCTIONS) lists six items of information to be presented in the response and requires they be tabbed in that order. Paragraph two also refers to a packet of submission documents and instructions that respondents must obtain. That packet describes the arrangement and content of the submission response in a slightly different order. The packet instructions shall govern.
3. In the packets that have been distributed, two pages have been omitted from the project requirements statement. These pages are being distributed to the holders of packages, and will be included in all future distributions.

The A/E will be part of the CM Selection Committee listed in the packet:

Architect/Engineer  
 Tom Gyllstrom,  
 Flad and Associates, Gainesville  
 (352)377-6884  
 tom\_gyllstrom@flad.com

**ADVERTISEMENT FOR BIDS**

PROPOSALS ARE REQUESTED FROM QUALIFIED ROOFING CONTRACTORS BY THE STATE OF FLORIDA, DEPARTMENT OF MANAGEMENT SERVICES, HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

PROJECT NO: MSFM 99019020

SAMAS CODE: 72 60 2 696001 72400000 00 083400 00

PROJECT NAME AND LOCATION: ROOF REPLACEMENTS, FIRESTONE BUILDING, CAPITOL CENTER, TALLAHASSEE, FLORIDA FOR THE DIVISION OF FACILITIES MANAGEMENT.

PREQUALIFICATION: Each bidder whose field is governed by Chapter 399, 455, 489 and 633 of the Florida Statutes for licensure or certification must submit prequalification data of their eligibility to submit proposals five (5) calendar days prior to the bid opening date if not previously qualified by the Owner for the current biennium (July 1 through June 30) of odd numbered years. Call (850)488-6233, for information on prequalification with the Department of Management Services. After the bid opening, the low bidder must qualify in accordance with Chapter 60D-5.004. A copy of the

requirements is included in the Instruction To Bidders under Article B-2 "Bidder Qualification Requirements and Procedures."

**PUBLIC ENTITY CRIME INFORMATION STATEMENT:** A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

**PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND:** If the construction contract award amount is \$100,000 or less, a Performance Bond and a Labor and Material Payment Bond are not required.

Sealed bids will be received, publicly opened and read aloud on:

**DATE AND TIME:** August 8, 2000, until 2:00 p.m., local time  
**PLACE:** State of Florida, Department of Management Services, Division of Building Construction, 4050 Esplanade Way, Room 115B, Capital Circle Office Center, Tallahassee, FL 32399-0950

**PROPOSAL:** Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the:

**ARCHITECT-ENGINEER:** Gilchrist & Crowe Architects, 749 West Pensacola Street, Tallahassee, FL 32304, telephone (850)222-8100

**CONTRACT AWARD:** The Bid Tabulation and Notice of Award Recommendation will be posted at 2:00 p.m., local time on August 18, 2000 at the location where the bids were opened. In the event that the Bid Tabulation and Notice of Award Recommendation cannot be posted in this manner, then all bidders will be notified by Certified United States Mail, return receipt requested. If no protest is filed per Section B-21 of the Instructions To Bidders, "Notice and Protests Procedures," the contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5 by the Owner.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

Invitation to Negotiate

Non-Judicial Backlog Protective Investigations Program, State of Florida, Department of Children and Family Services.

The Florida Department of Children and Family Services is requesting applications for Non-Judicial Backlog Protective Investigations. The program will be for a minimum of three months and will not exceed a maximum of eighteen months. General units of local government, minority businesses, non-profit agencies, for-profit agencies, and Indian tribes are eligible to apply.

District 13 (Citrus, Hernando, Lake, Marion and Sumter Counties) is in need of developing additional capacity to provide Protective Investigation Services to address the backlog status of reports made to the Florida Abuse Hotline. Pursuant to Section 39.3065, Florida Statutes, the purpose of this Invitation to Negotiate is to attract qualified providers who will perform on a district specific contract designed to expand Protective Investigations Services in District 13, which will reduce the number of Non-Judicial Backlog cases and to assure the protection and safety of the child and secure necessary services for the family.

Copies of the Invitation to Negotiate may be obtained from the Department of Children and Family Services, District 13 beginning 8:00 a.m. (EDT), Monday, June 19, 2000. Written notices of intent to submit proposals should be received by the department by Monday, July 24, 2000. A prospective respondent's conference will be held on Monday, July 31, 2000, 10:00 a.m. (EDT), in Room 2002 of the Children and Family Services, District 13 Headquarters Office located at 1601 W. Gulf Atlantic Hwy., Wildwood, Florida. All applications for Non-Judicial Backlog Protective Investigations Services must be received by the department no later than Monday, August 21, 2000, 5:00 p.m. (EDT). Applications received after that time will not be considered. The department will post a list of the qualified applicants with whom it may seek to negotiate on Monday, September 4, 2000, 8:00 a.m. (EDT). Certified minority business enterprises are encouraged to participate in any respondents conferences, presolicitation or prebid meetings which are scheduled. The department reserves the right to reject any and all applicants or accept minor irregularities in the best interest of the state.

All invitations for negotiation, inquiries, notices of intent to respond to the Invitation to Negotiate, and submission of the applications for Non-Judicial Backlog Protective Investigation Services are to be directed in writing to the following: Phillip C. Love, Contract Manager, Special Programs, Department of Children and Family Services, District 13, 1601 W. Gulf Atlantic Hwy., Wildwood, FL 34785.

## Section XII Miscellaneous

### DEPARTMENT OF BANKING AND FINANCE

#### NOTICE OF FILINGS

Notice is hereby given that the Department of Banking and Finance, Division of Banking, has received the following application and/or other notice. Comments may be submitted to the Director, Division of Banking, 101 East Gaines Street, Suite 636, Fletcher Building, Tallahassee, Florida 32399-0350, for inclusion in the official record without requesting a hearing; however, any person may request a public hearing by filing a petition with the Clerk, Legal Division, Department of Banking and Finance, 101 East Gaines Street, Suite 526, Fletcher Building, Tallahassee, Florida 32399-0350, pursuant to provisions specified in Chapter 3C-105.100, Florida Administrative Code. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., August 11, 2000):

#### EXPANDED FIELD OF MEMBERSHIP

Name and Address of Applicant: Bell-Tel Credit Union, P. O. Box 4900, Orlando, Florida 32802

Expansion Includes: Employees who are paid from Staff Leasing in Orlando and Leesburg, Florida. Employees who are paid from Bestway Auto Exchange in Orlando, Florida.

Employees who are paid from Sun American Leasing in Orlando, Florida.

Received: July 3, 2000

### 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, Classic Motorworks, intends to allow the establishment of Born Free Motorcycles, as a dealership for the sale of Royal Enfield at 1081 North Hwy. US 1, Ormond Beach (Volusia County), Florida 32174, on or after July 3, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Born Free Motorcycles are: dealer operator: Thomas Blawn, 55 North Tidgewood, Ormond Beach, Florida 32174; principal investor(s): James and Veronica Blawn, 705 Dolphin Head Lane, Ormond Beach, Florida 32174.

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. Larry Sahagian, Sales Manager, Enfield Classic Motorworks, 9 Third Street, N. W., Faribault, Minnesota 55021.

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, American Suzuki Motor Corporation, intends to establish Golden Motors, Inc. dba Venice Chrysler-Suzuki, as a dealership for the sale of Suzuki Motor Vehicle Products, at 1550 S. Tamiami Trail, Venice (Sarasota County), Florida 34293, on or after June 12, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Golden Motors, Inc. dba Venice Chrysler-Suzuki are: dealer operator: Robert E. Golden, 559 Bob Hope Drive, Nokomis, Florida 34275; principal investor(s): Robert E. Golden, 559 Bob Hope Drive, Nokomis, Florida 34275.

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. Alexander J. Larkin, National Dealer Development Manager, 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.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

CERTIFICATE OF NEED

DECISIONS ON EXPEDITED REVIEW

The Agency for Health Care Administration made the following decisions on Certificate of Need applications for expedited review.

County: Lee Service District: 8  
 CON #: 9348 Decision Date: 7/10/00 Decision: D  
 Facility/Project: Shell Point Nursing Pavilion  
 Applicant: Christian Missionary Alliance Foundation, Inc.  
 Project Description: Add 39 sheltered nursing home beds  
 Approved Cost: \$0.00

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

AHCA Purchase Order Number S5900H00396.

CERTIFICATE OF NEED

EXEMPTIONS

The Agency For Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Broward District: 10  
 ID #: 0000225 Issue Date: 6/30/2000  
 Facility/Project: Florida Medical Center  
 Applicant: FMC Hospital, Ltd.  
 Project Description: Renovate the existing Cardiac Catheterization Lab No. 1  
 Proposed Project Cost: \$900,000 Equipment Cost:  
 County: Pinellas District: 5  
 ID #: 0000226 Issue Date: 6/30/2000  
 Facility/Project: Northside Hospital and Heart Institute  
 Applicant: Galencare, Inc.  
 Project Description: Renovate existing hospital space for installation of a Pharmacy Robot System

Proposed Project Cost: \$50,000      Equipment Cost:  
 County: Palm Beach                      District: 9  
 ID #: 0000227                              Issue Date: 6/30/2000  
 Facility/Project: Palm Beach Gardens Medical Center  
 Applicant: Palm Beach Gardens Community Hospital, Inc.  
 Project Description: Renovate the Outpatient Cardiac Cath Lab  
 Proposed Project Cost: \$400,000      Equipment Cost:  
 County: Broward                            District: 10  
 ID #: 0000231                              Issue Date: 6/30/2000  
 Facility/Project: North Broward Medical Center  
 Applicant: North Broward Hospital District  
 Project Description: Renovate several areas of the fifth floor  
 Proposed Project Cost: \$275,000      Equipment Cost:  
 County: Desoto                              District: 8  
 ID #: 0000232                              Issue Date: 6/30/2000  
 Facility/Project: DeSoto Memorial Hospital  
 Applicant: DeSoto Memorial Hospital, Inc.  
 Project Description: Renovate a small area of the 2nd floor  
 within and adjacent to Obstetrics Dept.  
 Proposed Project Cost: \$100,000      Equipment Cost:  
 AHCA Purchase Order Number S5900H00396.

**CERTIFICATE OF NEED  
 NOTICE OF WITHDRAWAL**

The Agency For Health Care Administration hereby notices withdrawal from review the following Certificate of Need applications:

County: Escambia                              Service District: 1  
 CON #: 9350    Decision Date: 7/10/2000    Decision: W  
 Facility/Project: Haven of Our Lady of Peace  
 Applicant: Haven of Our Lady of Peace, Inc.  
 Project Description: The addition of 10 community nursing home beds  
 County: Nassau                                      Service District: 4  
 CON #: 9351    Decision Date: 7/6/2000    Decision: W  
 Facility/Project: Sawgrass Care Center, Inc.  
 Applicant: Sawgrass Care Center, Inc.  
 Project Description: The addition of 20 community nursing home beds to CON #'s 7734 and 8985  
 County: Okeechobee                              Service District: 9  
 CON #: 9354    Decision Date: 7/6/2000    Decision: W  
 Facility/Project: Okeechobee Health Care Facility  
 Applicant: Lifestyles and Healthcare, Ltd.  
 Project Description: The addition of up to 17 community nursing home beds

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in

the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.  
 AHCA Purchase Order Number S5900H0396.

**DEPARTMENT OF HEALTH**

On July 3, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Stephen Otis, R.Ph. license number PS 24102. OTIS's last known address is: 3341 Village Green Drive, Pace, FL 32571. 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.

On July 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 Patrick Brinke, R.N., license number RN 2929092. BRINKE'S last known address is 7107 Gulf Highlands Drive, Port Richey, Florida 34668. 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.

On July 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 Shannon Bodle, R.N., license number RN 3170722. BODLE's last known address is 7131 Creek Drive, New Port Richey, Florida 34655. 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.

On July 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 Peter Fraser, R.N., license number RN 2881632. FRASER's last known address is 12767 102nd Circle, North, Largo, Florida 33773. 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.

On July 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 Saxon Institutional Pharmacy, Inc., license number PH 16355. SAXON INSTITUTIONAL PHARMACY INC.'s last known address is 1209 Saxon Blvd., Suite 5, Orange City, Florida 32763. 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.

## DEPARTMENT OF CHILDREN AND FAMILY SERVICES

### REQUEST FOR INFORMATION

#### Family Safety and Preservation

The Department of Children and Family Services is requesting comments from the public on the following application to the Department of Health and Human Services for federal funding of the Independent Living Program. This program serves youth in foster care who are ages 15 through 21. It also provides aftercare services for youth who left foster care at age 18 and are currently between the ages of 18 and 21 years.

Please send your comments by August 4, 2000, to:

Jo Anne Richmond, MSW  
Dept. of Children and Family Services  
1317 Winewood Blvd.  
Building 7  
Tallahassee, FL 32399-0700

1. State Agency or agencies that will administer, supervise or oversee the programs carried out under the plan:

Florida Department of Children and Family Services and; indicate that the State Agency will cooperate in national evaluations of the effects of the programs implemented to achieve its purposes.

2. Briefly describe how the State intends to design and deliver programs to achieve the purposes of:

a. Helping youth make the transition to self-sufficiency

The youth of Florida between the ages of 15 and 23 who are in the foster care system will continue to receive on-going hands-on independent living skills training. Many of the independent living coordinators provide skills classes while others contract this function with a community provider. Youth will have opportunities to attend independent living conferences held in their local community sponsored by the

independent living program or national conferences, such as the National Youth Summit in Indianapolis, Indiana and the National Resource Center's national conference.

The State Youth Advisory Board (Youth with Voices) has identified a need for classes pertaining to domestic violence and dating violence for all youth in foster care age 15 and older.

b. Helping youth receive the education, training and services necessary to obtain employment:

Opportunities are provided for youth to attend Job Fairs where they are able to interact with local employers, apply for employment and participate in brief interviews. Career Training Days are also conducted, a panel of local employers speak on topics pertaining to job interviews, retaining a job and the work climate. Youth in high school are also provided with information regarding GED, community college and vocational schools as well as state universities. Disney World has a unique program for disadvantaged youth called "Rising Stars". This program allows youth to receive four hours of academic credit and four hours of employment weekly at MGM studios. All successful participants are assured continued employment with Disney World following their graduation from high school. The Department also plans to incorporate a curriculum to be utilized by foster parents and group homes in assisting youth with employment skills.

c. Helping youth prepare for and enter postsecondary training and education institutions:

Florida continues to offer youth in foster care the opportunity to receive a college tuition exemption. Governor Bush signed into law on June 2, 2000 for youth in an educational program the opportunity to remain in foster care until the age of 23. This new statute will allow youth to complete their four-year college degree at the same rate as youth not in the system. The independent living coordinators in the 15 districts provide training on and assist youth in completing financial aid paperwork, admission applications and assistance in securing tuition waivers. The independent living coordinators also provide college tours for high school juniors and seniors, which allows the youth to visit the many state universities. A mentoring program has been established at the University of North Florida and the University of Florida to assist youth with adapting to the "college life" and discussions with their college mentor. Tutoring for high school and college students is also available through the schools or universities, volunteers, mentors and contracted services.

The Department submitted a grant proposal to the Citigroup Foundation for one million dollars, which will be applied towards the educational support of youth in foster care. These supports include books; testing fees; tutoring; language skills development for youth where English is not their primary language; school supplies; scholarship subsidies; vocational

training fees and other direct educational support services aimed at improving educational achievement. Award information should be available on July 1, 2000.

The Department recently approved a computer pass down program. Computers no longer utilized by Department staff will be passed down to youth in foster care to assist them with their educational programs. The procedure for implementation is in the process of being developed.

d. Providing personal and emotional support to youth through mentors and the promotion of interactions with dedicated adults:

The independent living coordinators will enhance educational and personal mentoring programs in their local community, to include religious institutions, colleges and professional groups, a mentoring program in their community to provide youth personal and emotional support.

The youth are provided positive interactions with adults who volunteer their services by speaking at skills training classes, attend various independent living activities and when youth speak at conferences.

The state youth advisory board has identified a need for children who are entering the foster care system to be given a youth mentor. This youth mentor will be a youth on the local youth board or has been in foster care for one year at a minimum. This youth will be available to answer questions and provide information about the child welfare system. This is a project the state board is currently developing.

e. Providing financial, housing, counseling, employment, education and other appropriate support and services to former foster care recipients between 18 and 21 years of age:

Florida is developing an aftercare program for former foster care recipients between the ages of 18 and 21 years of age. This program will be uniform through out the state. The districts will determine if they will provide this service or will contract it out to a provider agency. Youth will be given an aftercare individual assessment, have a staffing with the independent living coordinator, an aftercare plan, housing assistance, if needed, and referrals for services to complement the youths own efforts to achieve self-sufficiency. The housing assistance includes rent payments, mortgage payments and a one time refundable rental deposit or utility deposits. These housing assistance payments shall not be given more than three consecutive months and no more than six housing assistance payments shall be given during the three year window of eligibility.

3. Briefly describe how all political subdivisions in the State are served by the program (if not in a uniform manner, please explain):

The Department is currently divided into 15 geographic districts, each district receives a budget from the central office. However, during the 2000 legislative session, a bill was signed to reorganize the Department into regions. Services are coordinated for the youth by the independent living

coordinator and the youth's family services counselor. Florida is legislatively mandated to privatize child welfare services by January 1, 2003. Currently, three community based independent living programs are contracted through the Department and two more will be on board after July 1, 2000.

4. Briefly describe how youth of various ages and at various stages of achieving permanence will be served:

Beginning October 1, 2000, Florida will be offering independent living services to youth between the age of 15 and 23 (federal dollars will be used for youth up to age 21). These services will be tailored by the referral to the program, an independent living assessment and the case plan. These services include but are not limited to: tutoring, mental health counseling, mentoring, skills training, parenting classes, preventive health activities (including smoking avoidance, nutrition education and pregnancy prevention), substance abuse counseling, credit counseling and job skills training.

Youth ages 13 and 14 will be phased into the program on October 1, 2001 and will receive a pre-independent living assessment and classes that are tailored to youth in this age group, such as, positive values, using good judgement, positive body image and mediation.

Youth 16 years of age and older and are court ordered into foster care are eligible to participate in the subsidized independent living program, if they meet the program requirements. In this program the youth must be enrolled in a full-time educational program, maintain a 2.0 grade point average on a four point scale, be employed (earning a minimum of \$100.00 a month, have no current law violations or run away episodes and have monthly face to face contact with the family services counselor. Currently, the youth in this program receive a stipend from the Department or the community based care provider. The stipend is based on a formula. This formula is applied on an individual basis, considering the cost-of-living and the youth's monthly expenses. The maximum amount of the youth's stipend is based on what an individual can earn in a 40-hour week at minimum wage. There is no set subsidy rate as the minimum wage may change from year to year. Also, districts have the discretion in the amount of the subsidy rate.

Each child entering shelter for the first time will be administered a comprehensive behavioral assessment, funded by Medicaid, which will identify services needed. In addition, the state legislature authorized funding for the coming year, additional resources to provide behavioral training to parents, foster parents and those who work with our youth.

5. Describe how the State plans to involve the public and private sectors in helping adolescents in foster care achieve independence.

Florida is gradually moving towards community based care, allowing individual communities to take responsibility for their youth through contracts with the Department. Each coordinator has a relationship with public and private universities, the



Department of Education, Vocational Rehabilitation, Developmental Services, the Department of Health and community mental health agencies. We are continually building linkages in the communities to assist adolescents achieve independence or better yet, interdependence (person is rarely ever truly independent, there is a need of support from others).

6. Describe how the State will use objective criteria for determining eligibility for benefits and services under the programs:

All youth, regardless of their case plan goal, must be prepared for interdependence. When a youth turns 16, s/he is to be assessed for and receive independent living skills training. Eligibility is not restricted to youth targeted for subsidized independent living. Eligibility for participation is determined by age.

The subsidized independent living program has its' own criteria which is outlined in sub-section 4.

Aftercare services will be available to youth that exited foster care at age 16 to age 21. This program is in the development stage and has been described in sub-section 2 of this application.

A mentoring program will be initiated this calendar year. This program will be available first to youth in a post-secondary educational system. Once this program is piloted and the procedural and policy issues are resolved, it will be open to other youth in care. Florida has requested assistance from the Children's Bureau and the National Resource Center in identifying mentoring programs that have an excellent track record. Some districts have small mentoring programs through the local universities however; these need to be expanded and enhanced.

7. Describe how the State will ensure fair and equitable treatment of benefit recipients:

Florida does not discriminate regardless of sexual preference, race, ethnicity or gender. All youth in foster care are eligible for independent living services and they are provided an equal opportunity to participate. Youth with disabilities, who are in foster care, are eligible for this program and the subsidized

independent living program and may not be deemed ineligible from this program on the basis of their disability, according to the Americans with Disabilities Act of 1990, Title II.

Though a youth with a disability (physical, emotional or learning) may need additional supports from other organizations or agencies, the youth is still eligible for any and all services from the program. Reasonable accommodations must be provided to insure that each youth has access to the services provided by the program.

Youth with children or are pregnant are not excluded from participating in the independent living or the subsidized independent living program. The family services counselor and/or the independent living coordinator assist the youth in locating appropriate services, such as, prenatal care, housing, and daycare, etc.

8. Briefly describe the CFCIP-specific training offered and/or planned in accordance with this Section. The State's Title IV-B Training Plan should be amended to incorporate this information.

In conjunction with the State Foster and Adoptive Parent Association, training is available at the annual educational conference. This year (July, St. Petersburg, FL) the state coordinator and two to three youths will present at two workshops titled "I have a Teen: Now what do I do?" Members of the state youth advisory board and local youth will provide a panel discussion on youth issues. This training is available to the local foster parent associations through out the state. "I have a Teen" training has been presented at the National Foster and Adoptive Conference in Minneapolis, Minnesota and to foster parents, department and community based care staff in Palm Beach County.

Currently, a training curriculum for foster parents on teen issues is being developed by the Professional Development Center. Florida is also looking at nurturing parenting curriculum to purchase that pertains to youth issues for foster parents, adoptive parents, group home workers and case managers.

The Department will be seeding the 15 districts with a nurturing parent program aimed at child abuse and neglect prevention education. The program can be utilized in either in-home or out-of-home settings. Both the parent and child are involved in activities concurrently as this has been found to be the most effective method for change within the family setting. This program can also be adopted for foster and adoptive families. The teen parent in foster care may also participate in this nurturing parent program.

The State youth Advisory Board has given input to the state coordinator on topics they would like to see addressed with the previously mentioned groups. These topics include, how to speak and educate a teen on sexual behavior, money management, transportation, starting and keeping a relationship with the foster parent and his/her family, communication, and college planning.

FACTS ABOUT FLORIDA'S FOSTER CARE/INDEPENDENT LIVING YOUTH

98-99/99-00\*                      10/1/00 – 9/30/00\*\*

# of Independent Living Eligible Youth 16-21 Yrs. Old	2,291	3,218
# of Eligible Youth Assessed 16-21 Yrs. Old	810	1,706
# of Youth Completing Skill Training 16-21 Yrs Old	357	1,150
		Ages 15-21 Enhanced Services

# of Youth Who Participated in the ILP/Educational Level 16-21 Yrs. Old	GED HS Com. College 4 Yr. Univ.	152 1041 84 30	GED HS Voc. Trng. Com. College 4 Yr. Univ. Ages 15-23	180 1857 160 120 70 23	***
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# of Youth in the subsidized ILP 16-21 Yrs. Old	309	450
Aftercare Program Ages 16-20	158	800
		Federal Dollars: 18-21 Yrs. Old

State ILP Conference For Youth and Staff	0	1
Central Office Payment of Sleeping Rooms for State Youth Advisory Board	0	3 Meetings a Year

\*For 1999-00 no new monies appropriated projected to serve approximately the same number of youth as 1998-99.

\*\*Projected for 2000-2001

\*\*\*Florida's Legislature passed a law, youth in foster care/enrolled in a post secondary program may continue in care until age 23.

**Section XIII**  
**Index to Rules Filed During Preceding Week**

**RULES FILED BETWEEN July 3, 2000  
 and July 7, 2000**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

9B-69.001	7/5/00	7/25/00	26/9	26/22
9B-69.002	7/5/00	7/25/00	26/9	26/22
9B-69.003	7/5/00	7/25/00	26/9	26/22
9B-69.004	7/5/00	7/25/00	26/9	26/22
9B-69.005	7/5/00	7/25/00	26/9	26/22
9B-69.006	7/5/00	7/25/00	26/9	26/22
9B-69.007	7/5/00	7/25/00	26/9	26/22
9B-69.008	7/5/00	7/25/00	26/9	26/22
9B-69.009	7/5/00	7/25/00	26/9	26/22
9B-69.010	7/5/00	7/25/00	26/9	26/22

**REGIONAL TRANSPORTATION AUTHORITIES**

**Tri-County Commuter Rail Authority**

30C-2.001	7/3/00	7/23/00	26/4	26/23
30C-2.002	7/3/00	7/23/00	26/4	26/23
30C-2.0021	7/3/00	7/23/00	26/4	26/23
30C-2.003	7/3/00	7/23/00	26/4	26/23
30C-2.004	7/3/00	7/23/00	26/4	
30C-2.005	7/3/00	7/23/00	26/4	
30C-2.006	7/3/00	7/23/00	26/4	
30C-2.007	7/3/00	7/23/00	26/4	
30C-2.008	7/3/00	7/23/00	26/4	
30C-2.009	7/3/00	7/23/00	26/4	26/23
30C-2.010	7/3/00	7/23/00	26/4	26/23
30C-2.011	7/3/00	7/23/00	26/4	26/23
30C-2.012	7/3/00	7/23/00	26/4	
30C-2.013	7/3/00	7/23/00	26/4	
30C-2.014	7/3/00	7/23/00	26/4	

**DEPARTMENT OF VETERANS' AFFAIRS**

55-11.006	7/6/00	7/26/00	26/14	
55-11.007	7/6/00	7/26/00	26/14	
55-11.008	7/6/00	7/26/00	26/14	
55-11.011	7/6/00	7/26/00	26/14	

55-12.004	7/6/00	7/26/00	26/14	
55-12.005	7/6/00	7/26/00	26/14	
55-12.006	7/6/00	7/26/00	26/14	

**Benefits and Assistance**

55A-7.003	7/6/00	7/26/00	26/14	
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**DEPARTMENT OF MANAGEMENT SERVICES**

**Florida Commission on Human Relations**

60Y-2.006	7/6/00	7/26/00	26/14	
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

61G5-32.001	7/7/00	7/27/00	26/15	
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**Board of Professional Land Surveyors**

61G17-1.0051	7/7/00	7/27/00	26/9	26/23
61G17-4.001	7/7/00	7/27/00	26/9	26/23
61G17-4.004	7/7/00	7/27/00	26/9	26/23
61G17-5.0031	7/7/00	7/27/00	26/9	26/23
61G17-5.0043	7/7/00	7/27/00	26/9	26/15
61G17-8.0011	7/7/00	7/27/00	26/9	26/23

**Florida Real Estate Commission**

61J2-3.020	7/3/00	7/23/00	26/19	
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**DEPARTMENT OF HEALTH**

**Board of Massage**

64B7-30.004	7/7/00	7/27/00	26/19	
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**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Family Safety and Preservation Program**

65C-22.001	7/6/00	7/26/00	26/15	
65C-22.003	7/6/00	7/26/00	26/15	26/22
65C-22.004	7/6/00	7/26/00	26/15	
65C-22.005	7/6/00	7/26/00	26/15	
65C-22.006	7/6/00	7/26/00	26/15	