

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Comprehensive Shellfish Control Code	5L-1
RULE TITLES:	RULE NOS.:
Purpose and Intent	5L-1.001
Definitions	5L-1.002
Production and Market Standards	5L-1.004
Shellfish Processing Plant Certification License and Fees	5L-1.005
Administrative Fines, Suspension or Revocation with respect to the operation of Shellfish Processing Plant Certification License, Routine or Emergency Action	5L-1.006
Container Identification, Terminal Sale Date; Prohibitions	5L-1.007
Shellfish Handling	5L-1.008
Shellfish Relaying	5L-1.009
Buildings and Facilities	5L-1.010
Equipment for Shellfish Processing	5L-1.011
Sanitary Operations	5L-1.012
Plant Operation	5L-1.013

PURPOSE AND EFFECT: These amendments propose to implement shellfish processing plant facility certification license and fees, and administrative fines; change the statutory authority for the code from 370, F.S. to 597, F.S.; adopt the National Shellfish Sanitation Program Guide For The Control Of Molluscan Shellfish Model Ordinance 1999; add, clarify, and renumber some of the definitions; describe shellfish relaying for marine biotoxins and for public relay activities; further describe acceptable standards for lighting; require each certified dealer to have someone with adequate HACCP training, knowledge or experience to develop a HACCP plan; and replace the word should with shall in several sentences throughout the rule.

SUBJECT AREA TO BE ADDRESSED: The proposed amendments are to implement authority granted to the Department by the 2000 session of the Florida legislature, and approved by the Governor, to license or certify, for a fee determined by rule, facilities used for processing oysters, clams, mussels, scallops, and crabs, and to levy an administrative fine up to \$1,000 per violation per day or to suspend or revoke such licenses or certificates upon satisfactory evidence of any violation of rules adopted pursuant to the newly created section 597.020, F.S. Additional amendments propose other miscellaneous changes to the rule.

SPECIFIC AUTHORITY: 597.020 FS.

LAW IMPLEMENTED: 597.020, 597.010(15), 597.010(19) FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 9:30 a.m. – 4:00 p.m., Tuesday, December 12, 2000

PLACE: Apalachicola National Estuarine and Research Reserve, 261 7th Street, Apalachicola, Florida

TIME AND DATE: 3:00 p.m. – 7:00 p.m., Thursday, December 14, 2000

PLACE: Florida Fish and Wildlife Conservation Commission, Cedar Key Field Laboratory, 11350 Southwest 153rd Court, Cedar Key, Florida

TIME AND DATE: 5:00 p.m. – 9:00 p.m., Tuesday, December 19, 2000

PLACE: Charles E. Caniff Visitors Reception Center, 10941 Burnt Store Road, Punta Gorda, Florida

TIME AND DATE: 5:00 p.m. – 9:00 p.m., Wednesday, December 20, 2000

PLACE: Brevard County Public Library, 2121 South Hopkins Avenue, Titusville, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Bobby Bickley, Division of Aquaculture, 1203 Governors Square Boulevard, 5th Floor, Tallahassee, Florida 32301, Phone (850)488-5471

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE:	RULE NO.:
Course Requirements – Grades 6-12 Basic and Adult Secondary Programs	6A-1.09412

PURPOSE AND EFFECT: The purpose of this rule development is to make recommendations to the State Board of Education on the course requirements to be used in grades 6-12. The effect is to ensure instructional consistency in courses taught in these grades.

SUBJECT AREA TO BE ADDRESSED: The subject to be addressed will be course requirements for grades 6-12 basic and adult secondary programs.

SPECIFIC AUTHORITY: 229.565 FS.

LAW IMPLEMENTED: 229.565, 229.592, 230.23(7) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME AND DATE TO BE ADVERTISED IN A FUTURE EDITION OF THE FLORIDA ADMINISTRATIVE WEEKLY.

Requests for the rule development workshop should be addressed to Wayne V. Pierson, Agency Clerk, Department of Education, Room 1702, The Capitol, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Barbara Elzie, Administrator, Curriculum Support Section, Division of Public Schools, 325 West Gaines Street, Room 444, Tallahassee, Florida 32399-0400, (850)488-1701

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-1.09412 Course Requirements – Grades 6-12 Basic and Adult Secondary Programs.

A course description directs district personnel by providing the essential content and course requirements for each course in grades 6-12 contained in the "Course Code Directory and Instructional Personnel Assignments" adopted by Rule 6A-1.09441, FAC. Course requirements approved by the State Board of Education are contained in the publication "Course Descriptions for Grades 6-12 Basic and Adult Secondary Programs 2000-2001 ~~1999-2000~~" which is hereby incorporated by reference and made a part of this rule ~~to become effective with the 1999-2000 school year.~~ "Course Descriptions for Grades 6-12 Basic and Adult Secondary Programs 1998" shall remain in effect until that time. District school boards of education are authorized, through local rules, to approve a variance of up to ten (10) percent of the course requirements of each course description. Copies of approved course descriptions may be obtained from the Division of Public Schools and Community Education, Department of Education, Turlington Building, Tallahassee, Florida 32399.

~~(1) District school board variance authority. District school boards of education are authorized, through local rules, to approve a variance of up to ten (10) percent of the course requirements of each course description.~~

~~(2) Districts may elect to offer special topics courses in various subject areas as specified in the publication "Course Code Directory and Instructional Personnel Assignments." For each special topics course that is offered, districts are required to:~~

- ~~(a) create course titles,~~
- ~~(b) write course descriptions,~~
- ~~(c) adopt district course student performance standards that incorporate the Sunshine State Standards, and~~
- ~~(d) receive approval from their district school board.~~

~~(3) Commissioner of Education waiver authority. The Commissioner of Education may approve a school's waiver request submitted by a district school board to allow the school to substitute locally approved course requirements provided that locally approved course requirements specified for the state approved course adequately address the Sunshine State Standards and benchmarks contained in the course description~~

~~and the waiver request fulfills the provisions of and as submitted in accordance with procedures specified in Section 229.592, Florida Statutes.~~

Specific Authority 229.565 FS. Law Implemented 229.565, 229.592, 230.23(7), 233.165 FS. History—New 2-21-85, Formerly 6A-1.9412, Amended 1-29-86, 1-1-87, 9-6-88, 12-13-88, 12-11-89, 1-15-91, 2-20-92, 6-6-93, 10-18-94, 8-28-95, 5-14-96, 9-15-97, 10-13-98, 5-3-99, _____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Requirements for Programs and Courses Which Are Funded Through the Florida Education Finance Program and for Which the Student may Earn Credit Toward High School Graduation

RULE NO.: 6A-1.09441

PURPOSE AND EFFECT: The purpose of this rule development is to update the "Course Code Directory and Instructional Personnel Assignments" which is incorporated by reference within the rule. The effect is to provide public school personnel with an updated listing of all courses offered in the public elementary, secondary, vocational-technical, and adult schools of Florida including related teacher certification coverages.

SUBJECT AREA TO BE ADDRESSED: The subject to be addressed will be courses to be offered in public schools throughout Florida and the related teacher certification coverages.

SPECIFIC AUTHORITY: 236.081 FS.

LAW IMPLEMENTED: 236.081 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.

Requests for the rule development workshop should be addressed to: Wayne V. Pierson, Agency Clerk, Department of Education, Room 1702, The Capitol, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Barbara Elzie, Administrator, Curriculum Support Section, Division of Public Schools, 325 West Gaines Street, Room 444, Tallahassee, Florida 32399-0400, (850)488-1701

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-1.09441 Requirements for Programs and Courses Which Are Funded Through the Florida Education Finance Program and for Which the Student May Earn Credit Toward High School Graduation.

For student membership in a program or course to generate funding through the Florida Education Finance Program and for the student to receive elective or required credit toward high school graduation for such a program or course, the following conditions shall be met:

(1) The program in which the student is in membership shall be one of the programs listed in Section 236.081(1)(c), Florida Statutes.

(2) The course or program in which the student is in membership shall be an educational activity which constitutes a part of the instructional program approved by the district school board.

(3) The student shall be under the supervision of an instructional staff member as defined in Rule 6A-1.0501, FAC.

(4) The course or program shall be listed in the "Course Code Directory and Instructional Personnel Assignments 1999-2000" for the year in which the student is in membership, ~~except as provided in subsection (5) of this rule.~~

~~(5) Each district school board may approve special topics courses using course numbers provided in the Course Code Directory. Each special topic course must include as part of its requirements the appropriate Sunshine State Standards.~~

~~(5)(6) The "Course Code Directory and Instructional Personnel Assignments 2000-2001 1999-2000" is hereby incorporated by reference and made a part of this rule to become effective with the 1999-2000 school year. The "1998-1999 Course Code Directory and Instructional Personnel Assignments" shall remain in effect until that time. The Commissioner may publish the document in appropriate and useful formats such as printed copy, electronic database access, or electronic disc. The directory may be obtained from the Division of Public Schools and Community Education, Department of Education, Turlington Building, Tallahassee, Florida 32399. The Commissioner of Education may approve additional courses for which funding could be generated through the Florida Education Finance Program. Such additional course listings will be made available as approved.~~

Specific Authority 229.053(1) FS. Law Implemented 229.592, 232.246, 236.081, 240.40202 FS. History—New 12-20-83, Formerly 6A-1.9441, Amended 2-6-86, Amended 12-28-86, 4-4-88, 12-13-88, 12-11-89, 1-15-91, 2-20-92, 7-13-93, 10-18-94, 8-28-95, 4-19-96, 7-17-97, 8-12-98, 5-3-99,

PUBLIC SERVICE COMMISSION

UNDOCKETED

RULE TITLE: Interconnection of Small Photovoltaic Systems

RULE NO.: 25-6.065

PURPOSE AND EFFECT: To prescribe operating, safety, and insurance requirements to interconnect a small photovoltaic system to an investor-owned electric utility.

SUBJECT AREA TO BE ADDRESSED: Small photovoltaic system requirements for interconnection.

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

LAW IMPLEMENTED: 366.04(2)c),(5),(6), 366.05(1), 366.81 FS.

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

TIME AND DATE: 9:30 a.m., Wednesday, January 10, 2001

PLACE: Betty Easley Conference Center, Room 180, 4075 Esplanade Way, Tallahassee, Florida

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Lee Colson, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, (850)413-6682

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-6.065 Interconnection of Small Photovoltaic Systems.

(1) A small photovoltaic system (SPS) is a solar generating system capable of producing no more than 10 kW peak rated output from solar energy and is primarily intended to offset part or all of a customer's current electricity requirements.

(2) Prior to operating an SPS in parallel with the host utility, a customer must:

(a) Demonstrate to the utility compliance with IEEE-929-2000 (Recommended Practice for Utility Interface of Photovoltaic (PV) Systems) before interconnection. Additionally, the customer must also demonstrate compliance with UL-1741 (Standard for Safety for Static Inverters and Charge Controllers for Use in Photovoltaic Power Systems) and installation in accordance with applicable local codes and the National Electric Code, NFPA 70.

(b) Install, at a location specified by the utility, a manual disconnect switch of the visible load break type to provide a separation point between the SPS and the utility's system. The switch shall be mounted separate from the meter socket and shall be readily accessible to the utility and be capable of being locked in the open position with a utility padlock. The utility may reserve the right to open the switch, isolating the SPS, without prior notice to the customer. To the extent practicable, however, prior notice shall be given.

(c) Maintain and provide to the interconnecting utility proof of a general liability insurance policy for personal and property damage in the amount of no less than \$100,000. A standard homeowner's policy in at least this amount shall be deemed suitable to meet this requirement.

PURPOSE AND EFFECT: The purpose of the proposed rule is to clarify procedures relating to inmates who either object to or refuse substance abuse programming. The effect is to clarify that inmates who object to or refuse substance abuse programs on the basis of religious content shall not be subject to disciplinary action; however, inmates who refuse an alternative substance abuse program which is non-deity, cognitive and behavioral modification based shall be subject to discipline.

SUBJECT AREA TO BE ADDRESSED: Substance abuse program services.

SPECIFIC AUTHORITY: 397.754, 944.09 FS.

LAW IMPLEMENTED: 397.754, 944.09 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-507.201 Substance Abuse Program Services – Determination of Need.

(1) Upon arrival at a Department of Corrections' reception center for initial processing, each inmate shall be screened and assessed to determine if the inmate meets the department's criteria for mandated substance abuse program participation.

(2) Criteria for mandated substance abuse program services shall be based upon:

(a) The presence of a diagnosed psychoactive substance dependence or use disorder;

(b) The severity of the addiction;

(c) A history of criminal behavior related to substance abuse;

(d) A sentencing authority recommendation for substance abuse program services;

(e) Unsuccessful participation in community-based substance abuse services;

(f) Sentencing by a Drug Court or Drug Division;

(g) Other classification or program criteria as determined by the department to ensure security and optimal program placement.

(3) When, in accordance with criteria established in (2), it is determined that an inmate is in need of substance abuse program services, he or she shall be assigned a priority ranking for services based upon these criteria and shall be placed into available programs or placed on a waiting list for future assignment to a program.

(4) Priority ranking for assignment shall be maintained for all inmates and updated at least monthly. Prioritization ranking shall also be based upon length of sentence remaining to be served, and readiness for program services.

(5) If an inmate refuses to participate in mandatory substance abuse program services, the classification officer shall ensure that this refusal is documented on Form DC5-705, Statement of Refusal to Participate in Substance Abuse Program Services. Form DC5-705 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. Requests for copies to be mailed must be accompanied by a self-addressed stamped envelope. The effective date of this form is July 1, 2000. Inmates who refuse to participate in mandated substance abuse services shall be subject to disciplinary action.

(a) Inmates who object to or refuse substance abuse programming on the basis of religious content will be given the opportunity to complete a "Request/Consent for Alternative Programming," form DC5-713. Form DC5-713. Form DC5-713 is hereby incorporated by reference Copies of this form may be obtained from the Forms Control Administrator, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of the form is _____.

(b) Inmates shall not be subject to disciplinary action for objection to or refusal of a traditional substance abuse program; however, inmates who refuse an alternative substance abuse program which is non-deity, cognitive and behavioral modification based shall be subject to disciplinary action upon refusal of the alternative substance abuse program.

(6) Inmates discharged from substance abuse programs due to program rule violations, violation of institutional rules, or behavioral management problems shall be subject to disciplinary action.

(7) Inmates who refuse to participate in mandated program services shall be removed from the priority listing until such time as the inmate agrees to participate in the substance abuse program mandated.

(8) Inmates shall only be subject to disciplinary action when a program slot is available and the inmate refuses to enter or participate in the program.

(a) If an inmate recants an earlier refusal to participate in a mandated program, he or she shall be returned to the priority listing and the priority ranking shall be recalculated.

(b) When a program slot becomes available, the inmate shall be considered for placement into the substance abuse program. Inmates entering a substance abuse program after refusal or who are re-admitted to a program after administrative discharge per (6) of this rule shall be considered at the time of program entry for restoration of incentive gain time in accordance with rule 33-601.105.

(10) Inmates shall not be denied access to substance abuse program services on the basis of race, gender, ethnicity, age, sexual preference, human immunodeficiency virus status, prior treatment departures against professional advice, disability or number of relapse episodes.

Specific Authority 397.754, 944.09 FS. Law Implemented 397.754, 944.09 FS. History—New 1-18-95, Formerly 33-37.003, Amended 7-1-00, _____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Minimum Flows and Levels
 RULE CHAPTER NO.: 40E-8

PURPOSE AND EFFECT: The purpose and effect of the rule development is to establish minimum flows and levels by January, 2001 for Lake Okeechobee, the Everglades (which includes the freshwater regions of Everglades National Park, Water Conservation Areas, and the Holeyland and Rotenberger Wildlife Management Areas), the Biscayne Aquifer in Southeastern Florida, the Lower West Coast Aquifers, and the Caloosahatchee River, in accordance with Chapter 373, Florida Statutes.

SUBJECT AREAS TO BE ADDRESSED: Minimum flows and levels.

SPECIFIC AUTHORITY: 373.042, 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421 FS.

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

TIME AND DATE: 10:00 a.m. – 4:00 p.m., December 8, 2000
 PLACE: Pompano Beach Civic Center, East Banquet Room, 1801 N. E. 6th Street, Pompano Beach, FL 33060

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical issues contact, Scott Burns (internet: sburns@sfwmd.gov), or Cecile Ross (internet: cross@sfwmd.gov) at South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045. For procedural issues contact: Julie Jennison, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6294 or (561)682-6294 (internet: jjenniso@sfwmd.gov). Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based. Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE CHAPTER TITLE: Minimum Standards for Home Medical Equipment
 RULE CHAPTER NO.: 59A-25

PURPOSE AND EFFECT: The purpose of this rule amendment is to update the rule, including rule reduction, changes and language clarification. Rule reduction includes deletion of entries in the definition, licensure requirements, minimum qualifications for personnel, and compliance sections. Language is added or changed in the definition section to define a distribution center and a warehouse. Language is added or changed in the licensure requirement section to identify providers that require a license and the providers that are exempt from licensure. Warehouses and distribution centers would be licensed under the auspices of the licensed provider. The option of utilizing a financial schedule to document financial ability to operate is added. In addition, the rule amendment requires a physical location to be maintained in Florida, and includes clarification of survey exemption and change of ownership procedures. Language is added or changed to clarify scope of services to include that warehouses and distribution centers must be manned at least 1 hour per day. Language is added or changed in the compliance section regarding the requirement to have at least one type of inventory at the time of survey, to clarify requirements for an acceptable plan of correction, for screening contracted employees and identifies specific fines.

SUBJECT AREAS TO BE ADDRESSED: Minimum Standards for Home Medical Equipment Providers.

SPECIFIC AUTHORITY: 400.93, 400.931, 400.933, 400.934, 400.935, 400.953, 400.956 FS.

LAW IMPLEMENTED: Part X of Chapter 400 FS.

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

TIMES AND DATE: 10:00 a.m. – 12:00 noon; 1:00 p.m. – 3:00 p.m., December 11, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Monteen Spooner or Jan Mills, Agency for Health Care Administration, Home Care Unit, 2727 Mahan Drive, Bldg. 1, Room 204, Tallahassee, FL 32308, (850)414-6010

Agendas and copies of the initial draft rule amendment can be obtained by contacting this office after December 1, 2000.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE TITLES:	RULE NOS.:
General Responsibility	61G1-25.001
Definitions	61G1-25.002
Qualification Program for Special Inspectors of Threshold Buildings	61G1-25.003
Common Requirements to All Architects Providing Threshold Building Inspection Services	61G1-25.004

PURPOSE AND EFFECT: The Board proposes to promulgate a new rule chapter with four new rules which will address the general responsibility, definitions, inspectors of threshold buildings, and common requirements to all architects providing threshold building inspection services. Rule 61G1-25.003 was filed on November 9, 2000 as an emergency rule (61G1ER00-1).

SUBJECT AREAS TO BE ADDRESSED: General responsibility; definitions; qualification program for special inspectors of threshold buildings, and common requirements to all architects providing threshold building inspection services.

SPECIFIC AUTHORITY: 481.2055, 481.225(2), 481.225 FS.

LAW IMPLEMENTED: 481.213(7) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sherry Landrum, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Northwood Centre, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G1-25.001 General Responsibility.

Architects offering Threshold Building Inspection services pursuant to Section 553.79, F.S. shall provide inspections in accordance with the structural inspection plan provided by the engineer or architect of record to insure compliance with permitted documents. In addition to inspections in accordance with the structural inspection plan, the architect will inspect the shoring and reshoring for conformance with shoring and reshoring plans submitted to the enforcing agency.

Specific Authority 481.2055, 481.225, 481.225(2) FS. Law Implemented 481.213(7) FS. History–New _____.

61G1-25.002 Definitions.

(1) Threshold Building Inspector: A licensed architect who meets the qualifications and standards set by this Rule Chapter.

(2) Authorized Representative: A representative of the Threshold Building Inspector who undertakes inspections and site visits under the responsible charge of the Threshold Building Inspector.

(3) Structural Inspection Plan: The plan filed for public record by the engineer of record to the enforcing agency to provide specific inspection procedures and schedules.

(4) Shoring and Reshoring Plan: The plan submitted by the engineer of record to the enforcing agency regarding the shoring and reshoring of the building.

Specific Authority 481.2055, 481.225(2), 553.79(5)a.-d. FS. Law Implemented 481.213(7) FS. History–New _____.

61G1-25.003 Qualification Program for Special Inspectors of Threshold Buildings.

(1) The minimum qualifying criteria for Special Inspectors of Threshold Buildings, also referred to as Threshold Inspectors, established by the Board shall be as follows:

(a) Proof of current licensure in good standing an architect in the State of Florida.

(b) Three years of experience in performing structural field inspections on at least three threshold type buildings. This experience must be within ten calendar years preceding submission of the application.

(c) Self-certification as to the competency of the applicant to perform structural inspections on threshold buildings.

(2) All licensed architects who are certified Special Inspectors and on the Roster of Special Inspectors maintained by the Department of Community Affairs, pursuant to rule 9B-3.043, F.A.C., as of June 30, 2000 shall be qualified pursuant to this rule and shall continue to be certified Special Inspectors of threshold buildings.

(3) Applications.

(a) The instructions and application form for Special Inspector, Form BOAID/TBI/11/00 is hereby incorporated by reference, effective _____, entitled “Special Inspector Application and Instructions”. Copies of Form BOAID/TBI/11/00 may be obtained from the Board by writing to the Florida Board of Architecture and Interior Design, 1940 N. Monroe Street, Tallahassee, Florida 32399-0766.

(b) All applications for certification as a Special Inspector shall be submitted to the Board on Form BOAID/TBI/11/00 by mailing to the address listed above along with an initial certification fee of \$100.

(c) Applications shall contain the following basic information pertaining to the applicant:

1. Name;
2. Address;
3. Phone number;

4. Florida license number;

5. Educational and experience dates and sufficient description of each to clearly demonstrate that the minimum qualification criteria has been met;

6. Name and address of current employer;

7. Letters of recommendation from three licensed architects in the State of Florida, one of whom must be certified as a Special Inspector;

8. The signature, date and seal by the applicant attesting to the competency of the applicant to perform structural inspections on threshold buildings; and

9. Completed form BOAID/TBI/11/00.

(d) Upon a determination that the application contains all of the information requested by these rules, review of the application shall be scheduled for consideration by the Board. Such applications may be approved, rejected or deferred for further information by the Board. If the Board defers an application for additional information, it shall notify the applicant of the information needed. Applicants shall be notified in writing of the Board's actions as soon as practicable and, in the case of rejected applications, the Board shall set forth the reasons for such rejection.

(4) Roster of Special Inspectors. The Board shall maintain a roster of all persons certified as Special Inspectors pursuant to the criteria established in these rules and the law. The roster shall be made available to interested parties upon request. The roster shall be updated on a continuing basis and additions or deletions to the latest published roster may be verified by contacting the Florida Board of Architecture and Interior Design.

Specific Authority 481.2055, 481.225(2), 481.225 FS. Law Implemented 481.213(7) FS. History--New _____.

61G1-25.004 Common Requirements to All Engineers Providing Threshold Building Inspection Services.

(1) For each Threshold Building, a notice shall be filed for public record, bearing the name, address, signature, date and seal of the Special Inspector, certifying that the Special Inspector is competent to provide the services for the specific type of structure.

(2) Threshold Building Inspectors utilizing Authorized Representatives shall maintain responsible supervisory control over the representative pursuant to Chapter 61G1-23, F.A.C.

(3) Threshold Building Inspectors shall be in responsible charge of the work of the Authorized Representative, including reviewing reports and spot checks.

(4) Threshold Building Inspectors shall institute quality assurance procedures to include but not be limited to requiring unscheduled visits, utilization or relevant check lists, use of a Daily Inspection Report and insuring that the Inspector or the Authorized Representative is at the project whenever so required by the inspection plan.

Specific Authority 481.2055, 481.225(2), 481.225 FS. Law Implemented 481.213(7) FS. History--New _____.

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLE: Continuing Education Requirements
 RULE NO.: 64B1-7.0015

PURPOSE AND EFFECT: The proposed changes to the current rule will add a requirement that course work related to the safe and beneficial use of laboratory test and imaging findings must be included in the continuing education taken by acupuncturist for purposes of renewal of their license.

SUBJECT AREA TO BE ADDRESSED: Continuing Education Requirements.

SPECIFIC AUTHORITY: 457.104, 457.107, 457.108, 455.2226 FS.

LAW IMPLEMENTED: 457.107, 457.108, 457.109, 455.2226, 457.271 FS.

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

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

PLACE: Holiday Inn, 1355 Apalachee Parkway, Tallahassee, Florida 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: William Buckhalt, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE TITLE: LPN Supervision in Nursing Home Facilities
 RULE NO.: 64B9-14.004

PURPOSE AND EFFECT: The Board proposes the development of a rule to address licensed practical nurses supervising other LPNs, certified nursing assistants and other unlicensed personnel in nursing home facilities.

SUBJECT AREA TO BE ADDRESSED: LPN supervision in nursing home facilities.

SPECIFIC AUTHORITY: 400.23(3)(c) FS.

LAW IMPLEMENTED: 400.23(3)(c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Dr. Ruth R. Stiehl, Executive Director, Board of Nursing, 4080 Woodcock Drive, Suite 202, Jacksonville, Florida 32207

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: Quota Hunt Permits and Special-Opportunity Permits – Application; Selection; Issuance
 RULE NO.: 68A-5.005

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to establish or revise procedures for application, selection, or issuance of quota hunt or special-opportunity hunt permits.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule includes the application, selection and issuance of Quota Hunt Permits and Special-opportunity Permits.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A HEARING ON THE PROPOSED RULE DEVELOPMENT WILL BE CONDUCTED IN CONJUNCTION WITH THE COMMISSION'S REGULARLY SCHEDULED PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES TO BE PUBLISHED IN FUTURE FLORIDA ADMINISTRATIVE WEEKLYS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Tim Breault, Division of Wildlife, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLES: Permits for Hunting or Other Recreational Use on Type I Wildlife Management Areas
 RULE NOS.: 68A-9.004

Special-use Permits; Short-term Use Permits; Fees; Special-opportunity Hunting and Fishing 68A-9.007

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to establish or revise provisions for administering recreational use permits and related fees on Type I Wildlife Management Areas and to establish provisions for administering special-use permits, short-term use permits, special-opportunity hunting and fishing permits, and any related fees.

SUBJECT AREAS TO BE ADDRESSED: Subject areas covered in the proposed rule includes Special-use Permits; Short-term Use Permits; Fees; Special-opportunity Hunting and Fishing; and Recreational Use Permits.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A HEARING ON THE PROPOSED RULE DEVELOPMENT WILL BE CONDUCTED IN CONJUNCTION WITH THE COMMISSION'S REGULARLY SCHEDULED PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES TO BE PUBLISHED IN FUTURE FLORIDA ADMINISTRATIVE WEEKLYS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Tim Breault, Division of Wildlife, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLES:	RULE NOS.:
Open Season for Taking Game; Bag and Possession Limits	68A-13.001
Migratory Birds; Adoption of Federal Statutes and Regulations	68A-13.002
Hunting Regulations for Ducks, Geese, and Coots	68A-13.003
Open Season for Taking and Bag Limits for Non-Migratory Game and Issuance of Antlerless Deer Permits to Private Landowners	68A-13.004
Hunting on National Wildlife Refuges	68A-13.006
Hunting Regulations on Public Small-Game Hunting Areas	68A-13.007
Hunting Regulations for Migratory Birds Other than Ducks and Coots	68A-13.008

PURPOSE AND EFFECT: The purposes and effects of the development is to (1) establish open seasons, bag limits and possession limits for taking game; (2) establish hunting regulations for ducks, geese, coots, and other migratory birds; (3) provide for adoption of Federal statutes and regulations pertaining to migratory birds and hunting on National Wildlife Refuges; (4) establish hunting regulations for public small-game hunting areas; and (5) provide for the issuance of antlerless deer permits to private landowners.

SUBJECT AREAS TO BE ADDRESSED: Subject areas covered in the proposed rules include regulations for taking game including waterfowl and other migratory birds, issuance

of antlerless deer permits to private landowners, public small-game hunting area regulations, adoption of Federal statutes and regulations, and hunting on National Wildlife Refuges.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A HEARING ON THE PROPOSED RULE DEVELOPMENT WILL BE CONDUCTED IN CONJUNCTION WITH THE COMMISSION'S REGULARLY SCHEDULED PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES TO BE PUBLISHED IN FUTURE FLORIDA ADMINISTRATIVE WEEKLYS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Tim Breault, Division of Wildlife, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: Establishment Orders
 RULE NO.: 68A-14.001

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to make reference to Commission Establishment Orders that (1) establish land as Type I or Type II wildlife management areas, wildlife and environmental areas, refuges, bird sanctuaries, restricted hunting areas, critical wildlife areas, fish management areas, miscellaneous areas, or wild hog areas, (2) adjust acreage of said lands; and (3) make technical changes to Establishment Orders.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is establishment orders for wildlife management areas, wildlife and environmental areas, refuges, bird sanctuaries, restricted hunting areas, critical wildlife areas, fish management areas, miscellaneous areas, or wild hog areas.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A HEARING ON THE PROPOSED RULE DEVELOPMENT WILL BE CONDUCTED IN CONJUNCTION WITH THE COMMISSION'S REGULARLY SCHEDULED PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES TO BE PUBLISHED IN FUTURE FLORIDA ADMINISTRATIVE WEEKLYS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Tim Breault, Division of Wildlife, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLES:	RULE NOS.:
General Regulations Relating to Type I Wildlife Management Areas	68A-15.004
Quota Permits; Antlerless Deer Permits	68A-15.005
Regulations Relating to Miscellaneous Areas	68A-15.006
Specific Regulations for Type I Wildlife Management Areas – South Region	68A-15.061
Specific Regulations for Type I Wildlife Management Areas – Northeast Region	68A-15.062
Specific Regulations for Type I Wildlife Management Areas – Northwest Region	68A-15.063
Specific Regulations for Type I Wildlife Management Areas – Everglades Region	68A-15.064
Specific Regulations for Type I Wildlife Management Areas – Central Region	68A-15.065

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to (1) establish or revise general regulations relating to Type I Wildlife Management Areas (WMA); (2) establish or adjust hunter quotas for Type I WMAs; (3) establish or modify specific area regulations for Type I WMAs; and (4) adjust hunting season dates on Type I WMAs to conform with proposed 2000-2001 hunting season dates for the appropriate hunting zone.

SUBJECT AREAS TO BE ADDRESSED: Subject areas covered in the proposed rules include general regulations, quota hunt permits, hunting season dates and specific area regulations pertaining to Type I WMAs.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A HEARING ON THE PROPOSED RULE DEVELOPMENT WILL BE CONDUCTED IN CONJUNCTION WITH THE COMMISSION'S REGULARLY SCHEDULED PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES TO BE PUBLISHED IN FUTURE FLORIDA ADMINISTRATIVE WEEKLYS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Tim Breault, Division of Wildlife, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLES:	RULE NOS.:
General Regulations Relating to Type II Wildlife Management Areas	68A-16.004
Specific Regulations on Type II Wildlife Management Areas	68A-16.005

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to (1) establish general regulations relating to Type II Wildlife Management Areas (WMA); (2) establish or modify specific area regulations for Type II WMAs; and (3) adjust hunting season dates on Type II WMAs to conform with proposed 2000-2001 hunting season dates for the appropriate hunting zone.

SUBJECT AREAS TO BE ADDRESSED: Subject areas covered in the proposed rules include hunting season dates, general regulations and specific area regulations pertaining to Type II WMAs.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A HEARING ON THE PROPOSED RULE DEVELOPMENT WILL BE CONDUCTED IN CONJUNCTION WITH THE COMMISSION'S REGULARLY SCHEDULED PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES TO BE PUBLISHED IN FUTURE FLORIDA ADMINISTRATIVE WEEKLYS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Tim Breault, Division of Wildlife, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE:	RULE NO.:
General Regulations Relating to Wildlife and Environmental Areas	68A-17.004

PURPOSE AND EFFECT: The purpose of the proposed rule is to reduce the incidence of vandalism and loitering and increase public safety at Split Oak Mitigation Park and Hickey Creek Mitigation Park.

SUBJECT AREA TO BE ADDRESSED: Subject area covered in this proposed rule involves the establishment of open and closed hours for public access.

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

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

A HEARING ON THE PROPOSED RULE DEVELOPMENT WILL BE CONDUCTED IN CONJUNCTION WITH THE COMMISSION'S REGULARLY SCHEDULED PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES TO BE PUBLISHED IN FUTURE FLORIDA ADMINISTRATIVE WEEKLYS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mike Allen, Office of Environmental Services, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLES:	RULE NOS.:
General Regulations Relating to Wildlife and Environmental Areas	68A-17.004
Specific Regulations on Wildlife and Environmental Areas	68A-17.005

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to (1) establish general regulations relating to Wildlife and Environmental Areas (WEA); (2) establish or modify specific area regulations for WEAs; and (3) adjust hunting season dates on WEAs to conform with proposed 2000-2001 hunting season dates for the appropriate hunting zone.

SUBJECT AREAS TO BE ADDRESSED: Subject areas covered in the proposed rules include hunting season dates, general regulations and specific area regulations pertaining to WEAs.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A HEARING ON THE PROPOSED RULE DEVELOPMENT WILL BE CONDUCTED IN CONJUNCTION WITH THE COMMISSION'S REGULARLY SCHEDULED PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES TO BE PUBLISHED IN FUTURE FLORIDA ADMINISTRATIVE WEEKLYS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Tim Breault, Division of Wildlife, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: RULE NO.:

General Regulations Relating to 68A-21.004
 Wild Hog Areas

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to establish or revise rule provisions associated with general regulation of wild hog areas.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include general regulation of wild hog areas.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A HEARING ON THE PROPOSED RULE DEVELOPMENT WILL BE CONDUCTED IN CONJUNCTION WITH THE COMMISSION'S REGULARLY SCHEDULED PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES TO BE PUBLISHED IN FUTURE FLORIDA ADMINISTRATIVE WEEKLYS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Tim Breault, Division of Wildlife, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLES: RULE NOS.:

General Provisions for Taking, Possession and 68A-25.002
 Sale of Reptiles

Taking and Disposal of Nuisance 68A-25.003
 Alligators Statewide

Regulations Governing the Operation of 68A-25.004
 Alligator Farms

Regulations Governing Alligator Egg and 68A-25.031
 Hatchling Collections on Lands Not
 Included in Alligator Management
 Programs on Private Lands

Regulations Governing the Establishment of 68A-25.032
 Alligator Management Programs on
 Private Lands

Regulations Governing Statewide Alligator 68A-25.042
 Trapping, Permitting, Taking and Sale

Regulations Governing the Processing of 68A-25.052
 Alligators and the Sale of Alligator
 Meat and Parts

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to establish regulations for taking and possessing alligators that will ensure conservation of alligator populations while providing for realization of their potential aesthetic, recreational, and economic values.

SUBJECT AREAS TO BE ADDRESSED: Requirements for taking and possessing alligators and other reptiles.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A HEARING ON THE PROPOSED RULE DEVELOPMENT WILL BE CONDUCTED IN CONJUNCTION WITH THE COMMISSION'S REGULARLY SCHEDULED PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES TO BE PUBLISHED IN FUTURE FLORIDA ADMINISTRATIVE WEEKLYS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. Timothy A. Breault, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLES: RULE NOS.:

Procedures for Listing, Delisting and 68A-27.0012
 Reclassifying Endangered, Threatened
 and Species of Special Concern

Designation of Candidate Species; 68A-27.0021
 Prohibitions, Permits

Designation of Endangered Species; 68A-27.003
 Prohibitions; Permits

Designation of Threatened Species; 68A-27.004
 Prohibitions, Permits

Designation of Species of Special Concern; 68A-27.005
 Prohibitions; Permits

PURPOSE AND EFFECT: The purpose and effect of the proposed rules are to add species to, reclassify species, and/or remove species from the Candidate Species, Endangered Species, Threatened Species and Species of Special Concern lists.

SUBJECT AREAS TO BE ADDRESSED: Subject areas covered in the proposed rules include listing, delisting, and reclassifying species to the Candidate Species, Endangered Species, Threatened Species and Species of Special Concern lists.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

(5) “Education” means to exhibit, inform and instruct the public in the biology, habitat, or conservation needs of marine turtle species.

(6) “Local government” means any coastal county, municipality, community development district, or special taxing district within those counties.

(7) “Marine turtle” means any marine-dwelling reptile of the families Cheloniidae or Dermochelyidae found in Florida waters or using the beach as nesting habitat, including the species: *Caretta caretta* (loggerhead), *Chelonia mydas* (green), *Dermochelys coriacea* (leatherback), *Eretmochelys imbricata* (hawksbill), and *Lepidochelys kemp* (Kemp’s ridley). For purposes of this rule, marine turtle is synonymous with sea turtle.

(8) “Marine Turtle Permit” means an authorization to conduct scientific, conservation, or educational activities involving marine turtles within or originating from Florida, issued pursuant to the provisions of Florida Administrative Code Chapter 68E-1.

(9) “Peer Review” means the critical assessment of a document or proposal to verify that it clearly contributes to the conservation and protection of marine turtles, their nests, hatchlings, and nesting and foraging habitats, meets the appropriate standards and criteria for scientific studies and includes valid scientific methods.

Specific Authority 320.08058(19), 370.12(1)(h) FS. Law Implemented 320.08058(19), 370.12(1)(h) FS. History—New _____.

68E-2.003 Availability of Funds.

(1) Funds generated by the sale of the Sea Turtle License Plate in excess of \$500,000, and up to 30 percent of the total annual revenue, shall be distributed to eligible entities as grants as described in this Rule.

(2) All grant funds not disbursed during the fiscal year shall return to the trust fund and shall be made available for the grants program the following fiscal year.

(3) The Commission shall administer the Marine Turtle Grant Program any year that at least \$50,000 in grant funds is available from the previous fiscal year.

Specific Authority 320.08058(19), 370.12(1)(h) FS. Law Implemented 320.08058(19), 370.12(1)(h) FS. History—New _____.

68E-2.004 Marine Turtle Grant Committee.

(1) The Marine Turtle Grant Committee (Committee) is established within the Commission to consider and choose grant recipients from proposals submitted by eligible entities. The Committee shall serve at the pleasure of the Executive Director and shall consist of seven members with technical knowledge and expertise in the research and management of marine turtles, their nests, hatchlings, or habitats.

(2) The Executive Director shall appoint two members from federal agencies responsible for management or research activities involving marine turtles; two members from nongovernmental organizations with marine turtle interests,

including at least one member representing a Florida-based nonprofit organization involved in marine turtle conservation; and three additional members.

(3) Initial appointments shall be for three, three-year terms; two, two-year terms; and two, four-year terms. Thereafter, all appointments shall be for two-year terms. If a vacancy occurs, a member shall be appointed for the remainder of the unexpired term. A member whose term has expired may continue sitting on the council with full rights until a replacement has been appointed. At its first meeting, the Committee shall select a chair and vice-chair to serve two-year terms by majority vote.

(4) Committee members shall not receive any compensation from the Commission pursuant to subsection 370.12(1)(h), Florida Statutes. Travel reimbursement shall be made in accordance with applicable state guidelines.

Specific Authority 320.08058(19), 370.12(1)(h) FS. Law Implemented 320.08058(19), 370.12(1)(h) FS. History—New _____.

68E-2.005 Eligibility Criteria.

(1) Coastal local governments, educational institutions, and Florida-based nonprofit organizations that actively participate in marine turtle research, conservation, and education activities within the state and that are accredited in accordance with subsection 370.12(1)(c)3., Florida Statutes, are eligible to apply for grant funds.

(2) Any grantee that has not returned any unexpended or unaccounted-for funds from prior year grant agreements to the Commission or has not met their obligations under the terms of any previous grant agreements shall not be considered eligible for funding under this Rule.

(3) All funding requests shall be for conservation, education or research projects that clearly add to the conservation of marine turtles; that accomplish goals identified by the state; that accomplish tasks included in the current recovery plans for marine turtles; and that are consistent with subsection 370.12(1)(c), Florida Statutes.

(4) The following types of activities are considered eligible for funding through the Marine Turtle Grant program.

(a) Protection of marine turtles and their hatchlings from harmful lights and predators on the nesting beach.

1. Replacement or modification of existing lights that directly or indirectly illuminate the beach or create a glow that is visible from the beach or have been documented as contributing to marine turtle disorientations.

2. Installation of shields, light barriers, tinted glass or other structures that reduce or restrict the amount and direction of lights that directly or indirectly illuminate the beach or create a glow that is visible from the beach.

(b) Development, production, and distribution of educational materials and programs that promote the understanding of the life history and habitat needs of Florida's marine turtles and the protection and conservation of these species.

(c) Research directly related to the conservation of marine turtles. Such research shall provide information for the improvement of existing management strategies to protect marine turtles and may include assessments of coastal lighting; beach nourishment; coastal armoring and other shoreline protection structures; in-water distributions, developmental habitats, and migration patterns; rehabilitation of injured or diseased marine turtles; epidemic diseases, including fibropapillomatosis; fishing gear; and general life history information.

(d) Assistance for statewide nesting beach surveys and Index Nesting Beach Surveys, including materials and supplies.

(e) Assistance for the statewide stranding network, including material and supplies.

Specific Authority 320.08058(19), 370.12(1)(h) FS. Law Implemented 320.08058(19), 370.12(1)(h) FS. History--New _____.

68E-2.006 General Grant Application Requirements.

(1) The Commission may decide to solicit grant proposals on specific topics from the public by advertising requests for proposals in the Florida Administrative Weekly at least two months prior to the closing date for application submittal.

(2) Marine Turtle Grant applications and supporting documentation may be submitted between October 1 and November 15 to the Commission's Tallahassee headquarters. All application materials must be received no later than November 15 and shall include all information specified in this Rule.

(3) Each application shall include the following:

(a) A scope of work for the proposed action, project or study, including a complete explanation of how funds will be spent;

(b) A list of all measurable objectives and an explanation of how the project will directly promote the conservation and protection of marine turtles, their nests, hatchlings or nesting and foraging habitat;

(c) A description of methods that can be used to evaluate success of the action, project or study;

(d) A timetable for the development and implementation of the action, project, or study specifying submittal of deliverables; and

(e) A list of all persons responsible for conduct of the action, project or study, and a description of their experience, including a résumé or curriculum vitae if available, clearly identifying the qualifications of the principal investigator and all personnel associated with the project and their specific experience with marine turtles.

(4) All research proposals must include a description of sampling methodologies and statistical analyses.

(5) All research proposals must include a copy of an approved Florida Administrative Code Chapter 68E-1, Marine Turtle Permit for that specific research. Peer review comments, if available, shall be submitted with the application to expedite review.

Specific Authority 320.08058(19), 370.12(1)(h) FS. Law Implemented 320.08058(19), 370.12(1)(h) FS. History--New _____.

68E-2.007 Approval Criteria and Procedures.

(1) All proposals shall be checked for eligibility, form, content and legality by Commission staff. After November 15, staff shall seek only such additional information from the applicant as required to complete the Marine Turtle Permit application process pursuant to Chapter 68E-1, F.A.C.

(2) Staff shall prepare eligible projects, including staff review, for consideration by the Committee. Complete proposal packages shall be forwarded to Committee members by February 1, who shall meet and rank the proposals by March 15.

(3) When ranking projects, Committee members shall consider the following:

(a) The scope of the proposed activity (high priority for the project with the most benefit for the conservation of marine turtles);

(b) The duration of the proposed activity (higher priority for shorter term projects that deliver results within the first year);

(c) The relative contribution of the proposed activity to the state's marine turtle protection goals, objectives and policies (higher priority for those projects that meet more of state's goals);

(d) The relevance of the proposed activity to the recovery plans for marine turtles (higher priority for projects that are high priority in recovery plans);

(e) Qualifications and the demonstrated ability of applicant to accomplish the proposed activity;

(f) Demand and public support for the proposed activity (highest priority for greatest demonstrated support);

(g) The estimated cost of the activity (higher priority for most benefit from least cost); and

(h) The availability of more appropriate alternative funding (low priority for ongoing or funded projects).

(4) For research projects requiring two fiscal years, the Committee's approval of the project shall result in funds from the following fiscal year being reserved prior to any new projects being approved.

(5) The Executive Director shall review the list of projects recommended for funding by the Committee, ensure each proposal is consistent with state law and execute final grant agreements for projects based on available appropriations by the Legislature.

Specific Authority 320.08058(19), 370.12(1)(h) FS. Law Implemented 320.08058(19), 370.12(1)(h) FS. History–New

68E-2.008 Disbursement of Funds.

(1) Upon receipt of the grant applications recommended for funding by the Committee, staff shall determine the exact amount of the grant award based on available funds and prepare a grant agreement.

(2) The grant agreement will be forwarded to the applicant to be signed by a legal representative, notarized, and returned to the Commission to be signed by the Executive Director.

(3) Grant funds shall be disbursed as outlined in the grant agreement upon receipt of an invoice documenting progress by the grantee. Deliverables shall be included with the invoice as outlined in the grant agreement.

(4) The grant period for all projects shall commence on July 1 of the fiscal year following grant approval. Individual projects shall start upon execution of the grant agreement, and conclude on June 30 of that fiscal year. Research projects that are authorized for funding during two fiscal years shall be accomplished by amending grant agreements, subject to legislative appropriations.

Specific Authority 320.08058(19), 370.12(1)(h) FS. Law Implemented 320.08058(19), 370.12(1)(h) FS. History–New

68E-2.009 Recordkeeping.

Each grantee shall maintain accurate records of all expenditures of grant funds and shall assure that these records are available at all reasonable times for inspection, review or audit by Commission personnel. Records shall be kept by the grantee for at least three years after completion of the grant agreement.

Specific Authority 320.08058(19), 370.12(1)(h) FS. Law Implemented 320.08058(19), 370.12(1)(h) FS. History–New

68E-2.010 Reporting Requirements.

(1) Each invoice submitted for payment shall include a report detailing work accomplished, work pending, work still to be done, and any problems encountered.

(2) Quarterly progress reports shall be submitted by September, December, and March 15th for each year a project is funded. Progress reports will be a one-page summary, describing the status of the project, results to date, work still to be done and any issues or problems encountered.

(3) A final report shall be submitted by June 15 for each project. This report shall include the following:

(a) The project objectives;

(b) Methods used to implement the project;

(c) A summary of project results, including deliverables as appropriate, data summaries, etc.

(d) A discussion of the project, including whether the objectives were achieved, the contribution of the project to marine turtle conservation and protection, recommendations for future work, and copies of draft or published manuscripts, artwork, etc.

(4) One electronic and ten printed copies of all materials prepared using Marine Turtle Grant funds shall be provided to the Commission within 30 days of production or publication.

Specific Authority 320.08058(19), 370.12(1)(h) FS. Law Implemented 320.08058(19), 370.12(1)(h) FS. History–New

**Section II
Proposed Rules**

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE TITLE: Alternative Form of Security for Permanent

RULE NO.:

Outer Burial Receptacle Manufacturers

3F-7.0125

PURPOSE AND EFFECT: This rule is being amended to be consistent with the statute. “Outer Burial Container” is now defined in subsection (29) and to correct the statute referencing financial statements from 497.23(10)-(13) to 497.423(10)-(13).

SUMMARY: This rule sets forth, pursuant to statute, a definition of permanent outer burial receptacle and alternative forms of security available in connection with the sale of permanent outer burial receptacles sold to preneed sellers.

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: 497.103, 497.337(2)(c) FS.

LAW IMPLEMENTED: 497.337(2)(c) 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: Diana M. Evans, Executive Director, Board of Funeral and Cemetery Services, 101 East Gaines Street, Tallahassee, Florida 32399-0350

THE FULL TEXT OF THE PROPOSED RULE IS:

3F-7.0125 Alternative Form of Security for Permanent Outer Burial Receptacle Manufacturers.

(1) Pursuant to sections 497.423(9) and 497.337(2)(c), Florida Statutes, manufacturers of permanent outer burial receptacles shall be permitted to utilize the alternative form of

security as provided in Section 497.337(2), F.S., and this rule, in connection with the sale of permanent outer burial receptacles sold to pre-need sellers in Florida. For purposes of this rule, a "permanent outer burial receptacle" as referred to in Section 497.337(2)(c), F.S., has the same meaning as an "outer burial container," as defined in Section 497.005(29)(16), F.S.

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

b. Submit its financial statements to the Board on an annual basis pursuant to sections 497.423(10)-(13) ~~497.23(10)(13)~~, F.S.;

c. through 3. No change.

Specific Authority 497.103, 497.337(2)(c) FS. Law Implemented 497.337(2)(c) FS. History--New 6-16-95, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral and Cemetery Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Funeral and Cemetery Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 18, 2000

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

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE TITLE: Trust Fund Deposits; Funeral and Burial Services and Merchandise Preneed Contract Payments

RULE NO.: 3F-7.017

PURPOSE AND EFFECT: This rule is being amended to substitute the word liability in place of sale prices to conform to the statute.

SUMMARY: This rule sets forth the percentages and allocation of payments to the trust fund for preneed services and merchandise contracts.

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: 497.103 FS.

LAW IMPLEMENTED: 497.337, 497.417, 497.423, 497.425, 497.429 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: Diana M. Evans, Executive Director, Board of Funeral and Cemetery Services, 101 East Gaines Street, Tallahassee, Florida 32399-0350

THE FULL TEXT OF THE PROPOSED RULE IS:

3F-7.017 Trust Fund Deposits; Funeral and Burial Services and Merchandise Preneed Contract Payments.

(1) through (2) No change.

(3) If the contract does not provide for the allocation of payments as anticipated in paragraph (2) above, such payments shall be allocated as follows:

(a) Funds collected for preneed services or merchandise contracts which comply with Section 497.417, F.S., shall be deposited in trust as follows: 70 percent of funds collected for services; 100 percent of funds collected for cash advance items; and 30 percent of funds collected or 110 percent of wholesale cost, whichever is greater, for merchandise. For deferred payment contracts the liability sales price for each portion of the contract (services, cash advances and merchandise) shall be divided by the deferred payment price to arrive at the percentages for each portion of the contract. These percentages shall be applied to payments received to determine the amount to be deposited in trust. Once the total liability to the trust is fulfilled, no further deposits need be made to the trust.

(b) through (6) No change.

Specific Authority 497.103 FS. Law Implemented 497.333(8)(d), 497.337, 497.417, 497.423, 497.425, 497.429 FS. History--New 2-1-95, Amended 5-27-98, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral and Cemetery Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Funeral and Cemetery Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 18, 2000

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

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE TITLE: Cancellation of Preneed Contracts; Reasonable Time Defined

RULE NO.: 3F-8.003

PURPOSE AND EFFECT: This rule is being amended to correspond to changes made in the Florida Statutes.

SUMMARY: This rule defines reasonable time and sets out the reasonable time and procedures in which to cancel preneed contracts.

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: 497.103 FS.

LAW IMPLEMENTED: 497.419(3)(a) FS.

IF REQUESTED IN WRITING WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A NOTICE OF HEARING DATE 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 RULE IS: Diana Evans, Executive Director, Board of Funeral and Cemetery Services, 101 East Gaines Street, Tallahassee, FL 32399-0350

THE FULL TEXT OF THE PROPOSED RULE IS:

3F-8.003 Cancellation of Preneed ~~Pre-Need~~ Contracts; Reasonable Time Defined.

For purposes of Section 497.419(3)(a), F.S., a reasonable time for delivering merchandise consisting of "caskets" as defined by Section 497.005(9) ~~492.005(14)~~, F.S., and "outer burial containers" as defined by Section 497.005(29) ~~490.005(16)~~, F.S., shall be 24 hours from the time the purchaser or agent requests that the certificateholder deliver the merchandise. The certificateholder shall record the date and time that the request for delivery is received from the purchaser or agent in a log kept for that purpose. In the event a certificateholder fails to maintain such log and record a request for delivery, then the date and time of such request shall be the date and time designated by the purchaser or agent.

Specific Authority 497.103 FS. Law Implemented 497.419(3)(a) FS. History--New 4-25-94, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral and Cemetery Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Funeral and Cemetery Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 18, 2000

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

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE TITLE: Remittances to the Preneed Funeral Contract

RULE NO.: 3F-10.003

Consumer Protection Trust Fund

PURPOSE AND EFFECT: The purpose is to increase the deposits to the fund from those certificateholders that choose to safeguard their contracts with a surety bond or other alternative security as opposed to a trust deposit. As implicitly recognized by the legislature when it created a different range of required deposits to the fund by such alternatively secured certificateholders as opposed to trusting certificateholders, there is a possibly greater likelihood that a failure on the part of an alternatively secured certificate holder would subject the fund to a higher exposure in light of the fact that no monies at all are in trust when such alternatives are used. While the alternative security is intended to take the place of a trust account there are significant restrictions on the accessing of the security, especially when the provisions of Section 497.425 are utilized by the certificateholder, which may make full access to the security by claimants problematic in some circumstances. Therefore, in order to properly exercise its fiduciary duty to attempt to make sure that the fund is sufficiently solvent to respond to any legitimate claims, the Board has determined to adjust the required contributions to the fund to attempt to reflect the different risks to the fund that may result from the increased number of contracts protected by alternative securities.

SUMMARY: Due to the different ranges of required deposits to the trust fund by secured certificateholders as opposed to trusting certificateholders, this rule sets forth the different percentages and amounts in order to protect the fund and its ability to deal with any legitimate claims.

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

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

SPECIFIC AUTHORITY: 497.103(1), 497.417, 497.423, 497.412, 497.429 FS.

LAW IMPLEMENTED: 497.413(1), 497.417, 497.423, 497.425, 497.429 FS.

IF REQUESTED IN WRITING WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A NOTICE OF HEARING DATE 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 RULE IS: Diana Evans, Executive Director, Board of Funeral and Cemetery Services, 101 East Gaines Street, Tallahassee, FL 32399-0350

THE FULL TEXT OF THE PROPOSED RULE IS:

3F-10.003 Remittances to the Preeed Funeral Contract Consumer Protection Trust Fund.

For the quarter beginning ~~April 1, 2001~~ ~~January 1, 1997~~, and each quarter thereafter, the following amounts should be remitted to the Preeed Funeral Contract Consumer Protection Trust Fund.

Each certificateholder offering the sale of insurance or by establishing a trust pursuant to s. 497.417 or 497.429 shall remit the sum of \$1.00 per preneed contract. Each certificateholder ~~or by~~ utilizing s. 497.423 and s. 497.425 shall remit the sum of ~~\$5.00~~ ~~\$1.00~~ for each preneed contract having a purchase price of \$1500 or less, and the sum of ~~\$10.00~~ ~~\$1.00~~ for each preneed contract having a purchase price in excess of \$1500.

Specific Authority 497.417, 497.423, 497.425, 497.429 FS. Law Implemented 497.413(12), 497.417, 497.423, 497.425, 497.429 FS. History--New 3-19-97, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral and Cemetery Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Funeral and Cemetery Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 20, 2000

DEPARTMENT OF INSURANCE

RULE TITLES:	RULE NOS.:
Scope	4-156.002
Definitions	4-156.003
Minimum Benefit Standards for Policies or Certificates Issued for Delivery Prior to January 1, 1992	4-156.006
Benefit Standards for Policies or Certificates Issued or Delivered on or After January 1, 1992	4-156.007
Guaranteed Issue for Eligible Persons	4-156.0095
Loss Ratio Standards and Refund or Credit of Premium	4-156.011
Filing and Approval of Policies and Certificates and Premium Rates	4-156.012

PURPOSE AND EFFECT: Changes in the June 11, 2000 draft of the NAIC Model Regulation to Implement the NAIC Medicare Supplement Insurance Minimum Standards Model Act make amendment of the rules necessary.

SUMMARY: The rules are being amended to reflect changes in the June 11, 2000 draft of the NAIC Model Regulation to Implement the NAIC Medicare Supplement Insurance Minimum Standards Model Act.

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, 624.308(1), 627.674(2), 627.674(2)(a), 627.6741(5) FS.

LAW IMPLEMENTED: 624.307(1), 627.410, 627.411, 627.673, 627.674, 627.674(2), 627.6741, 627.6745, 627.6746 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., December 14, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Frank Dino, Bureau of Life and Health Forms and Rates, Division of Insurer Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0328, (850)413-5014

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 FULL TEXT OF THE PROPOSED RULES IS:

- 4-156.002 Scope.
 - (1)(a) These rules shall apply to all Medicare supplement insurance policies, including certificates issued or delivered in this state under a group Medicare supplement policy which has been effectuated within or outside this state, and other Medicare supplement health benefit plans offered by private entities and issued, delivered or issued for delivery in this state on and after January 1, 1992 ~~the effective date hereof~~.
 - (b) For Medicare supplement policies and certificates issued before January 1, 1992 ~~being issued solely as renewal policies~~, only 4-156.006, 4-156.010, 4-156.011, and 4-156.018 shall apply.

~~(2) This regulation shall not apply to a policy or contract of one or more employers or labor organizations, or of the trustees of a fund established by one or more employers or labor organizations, or combination thereof, for employees or~~

~~former employees, or a combination thereof, or for members or former members, or a combination thereof, of the labor organizations.~~

~~(2)(3)~~ Provisions of these rules that are in conflict with the provisions of any other rule previously promulgated shall, with respect to Medicare supplement insurance, be superior and controlling.

Specific Authority 624.308(1), 627.674(2) FS. Law Implemented 624.307(1), 627.674(2) FS. History--New 1-1-81, Formerly 4-51.02, Amended 11-7-88, 9-4-89, Formerly 4-51.002, Amended 1-1-92, 7-14-96, _____.

4-156.003 Definitions.

For purposes of this rule:

(1) through (11) No change.

(12) "Medicare+Choice plan" means a plan of coverage for health benefits under Medicare Part C as defined in ~~Section 1859 found in Title IV, Subtitle A, Chapter 1 of P.L. 105-33, 42 U.S.C. Section 1395w-28(b)(1) (1999 Supplement)~~ which is hereby incorporated by reference, and includes:

(a) Coordinated care plans which provide health care services, including but not limited to health maintenance organization plans (with or without a point-of-service option), plans offered by provider-sponsored organizations, and preferred provider organization plans;

(b) Medical savings account plans coupled with a contribution into a Medicare+Choice medical savings account; and

(c) Medicare+Choice private fee-for-service plans.

(13) through (18) No change.

Specific Authority 624.308(1), 627.674(2), 627.6741(5) FS. Law Implemented 624.307(1), 627.674, 627.6741 FS. History--New 1-1-81, Formerly 4-51.03, Amended 11-7-88, 9-4-89, 12-9-90, Formerly 4-51.003, Amended 1-1-92, 7-14-96, 7-26-99, _____.

4-156.006 Minimum Benefit Standards for Policies or Certificates Issued for Delivery Prior to January 1, 1992.

No policy certificate may be advertised, solicited, issued, delivered or issued for delivery in this State as a Medicare supplement policy or certificate unless it meets or exceeds the following minimum standards. These are minimum standards and do not preclude the inclusion of other provisions or benefits which are not inconsistent with these standards.

(1) General Standards. The following standards apply to Medicare supplement policies and certificates and are in addition to all other requirements of this regulation.

(a) through (e) No change.

(f)1. No change.

2.a. If a group Medicare supplement insurance policy is terminated by the group policyholder and not replaced as provided in Rule 4-156.006(1)(f)4., the issuer shall offer certificateholders an individual Medicare supplement policy. The issuer shall offer the certificateholder at least the following choices:

(I)a. An individual Medicare supplement policy currently offered by the issuer having comparable benefits to those contained in the terminated group Medicare supplement policy; and

(II)b. An individual Medicare supplement policy which provides only such benefits as are required to meet the minimum standards as defined in Rule 4-156.008(5)(a) or (b) 4-156.006(2) of this Chapter.

b. In either case, if the group policy was issued on an issue age basis, the individual Medicare supplement policy is issued at the original issue age of the terminated certificateholder, and is at the duration of the terminated certificate at the time of conversion.

3. through 4. No change.

(g) No change.

(2) Minimum Benefit Standards.

(a) through (e) No change.

(f) Coverage for the coinsurance amount or in the case of hospital outpatient department services under a prospective payment system, the copayment amount, of Medicare eligible expenses under Part B regardless of hospital confinement, subject to a maximum calendar year out-of-pocket amount equal to the Medicare Part B deductible [\$100]. Coverage for the coinsurance amount of Medicare eligible expenses for covered outpatient drugs used in immunosuppressive therapy subject to the Medicare deductible amount is included herein.

(g) No change.

Specific Authority 624.308(1), 627.674(2) FS. Law Implemented 624.307(1), 627.410, 627.411, 627.674, 627.6741 FS. History--New 1-1-81, Formerly 4-51.05, Amended 9-4-89, 12-9-90, Formerly 4-51.005, Amended 1-1-92, _____.

4-156.007 Benefit Standards for Policies or Certificates Issued or Delivered on or After January 1, 1992.

The following standards are applicable to all Medicare supplement policies or certificates delivered or issued for delivery in this state on or after January 1, 1992. No policy or certificate may be advertised, solicited, delivered or issued for delivery in this state as a Medicare supplement policy or certificate unless it complies with these benefit standards.

(1) General Standards. The following standards apply to Medicare supplement policies and certificates and are in addition to all other requirements of this regulation.

(a) through (d) No change.

(e) Each Medicare supplement policy shall be guaranteed renewable and

1. through 2. No change.

3.a. If the Medicare supplement policy is terminated by the group policyholder and is not replaced as provided under section 4-156.007(1)(e)5., the issuer shall offer certificateholders an individual Medicare supplement policy which, at the option of the certificateholder:

i. Provides for continuation of the benefits contained in the group policy, or

ii. Provides for such benefits as otherwise meets the requirements of this rule.

b. In either case, if the group policy was issued on an issue age basis, the individual Medicare supplement policy is issued at the original issue age of the terminated certificateholder, and is at the duration of the terminated certificate at the time of conversion.

4. through 5. No change.

(f) No change.

(g) 1. through 2. No change.

3. Each Medicare supplement policy shall provide that benefits and premiums under the policy shall be suspended (for the period provided by federal regulation) at the request of the policyholder if the policyholder is entitled to benefits under Section 226(b) of the Social Security Act and is covered under a group health plan (as defined in Section 1862(b)(1)(A)(v) of the Social Security Act). If suspension occurs and if the policyholder or certificate holder loses coverage under the group health plan, the policy shall be automatically reinstated (effective as of the date of loss of coverage) if the policyholder provides notice of loss of coverage within 90 days after the date of such loss and pays the premium attributable to the period, effective as of the date of termination of entitlement.

~~4.3.~~ No change.

(2) Standards for Basic ("Core") Benefits Common to All Benefit Plans. Every issuer shall make available a policy or certificate including only the following basic "core" package of benefits to each prospective insured. An issuer may make available to prospective insureds any of the other Medicare Supplement Insurance Benefit Plans in addition to the basic "core" package, but not in lieu thereof.

(a) through (d) No change.

(e) Coverage for the coinsurance amount, (or in the case of hospital outpatient department services under a prospective payment system, the copayment amount,) of Medicare eligible expenses under Part B regardless of hospital confinement, subject to the Medicare Part B deductible.

(3) Standards for Additional Benefits. The following additional benefits shall be included in Medicare Supplement Benefit Plans (B) through (J) only as provided by Rule 4-156.008 ~~of this Chapter.~~

(a) through (h) No change.

(i) Preventive Medical Care Benefit: Coverage for the following preventive health services:

1. No change.

2. Any one or a combination of the following preventive screening tests or preventive services, the frequency of which is considered medically appropriate:

a. ~~Fecal occult blood test and/or~~ Digital rectal examination;

b. ~~Mammogram;~~

~~b.e.~~ Dipstick urinalysis for hematuria, bacteriuria and proteinuria;

~~c.d.~~ Pure tone (air only) hearing screening test, administered or ordered by a physician;

~~d.e.~~ Serum cholesterol screening (every five (5) years);

~~e.f.~~ Thyroid function test;

~~f.g.~~ Diabetes screening.

3. ~~Influenza vaccine administered at any appropriate time during the year and~~ Tetanus and Diphtheria booster (every ten (10) years).

4. through 5. No change.

j. through k. No change.

Specific Authority 624.308, 627.674(2)(a) FS. Law Implemented 624.307(1), 627.410, 627.674, 627.6741 FS. History—New 1-1-92, Amended 7-26-99, _____.

4-156.0095 Guaranteed Issue for Eligible Persons.

(1) Guaranteed Issue.

(a) Eligible persons are those individuals described in subsection (2) who, subject to subsection (2)(b)2:

1. Apply to enroll under the policy not later than sixty-three (63) days after the date of the termination of enrollment described in subsection (2); and

2. Submit evidence of the date of termination or disenrollment with the application for a Medicare supplement policy.

(b) No change.

(2) Eligible Persons. An eligible person is an individual described in any of the following paragraphs:

(a) No change.

(b)1. The individual is enrolled with a Medicare+Choice organization under a Medicare+Choice plan under Part C of Medicare, and any of the following circumstances apply, or the individual is 65 years of age or older and is enrolled with a Program of All-Inclusive Care for the Elderly (PACE) provider under Section 1894 of the Social Security Act, and there are circumstances similar to those described below that would permit discontinuance of the individual's enrollment with such provider if such individual were enrolled in a Medicare+Choice plan:

~~a.1. The certification of the organization or plan under this part has been terminated, or the organization or plan has notified the individual of an impending termination of such certification; or The organization's or plan's certification [under this part] has been terminated or the organization has terminated or otherwise discontinued providing the plan in the area in which the individual resides;~~

b. The organization has terminated or otherwise discontinued providing the plan in the area in which the individual resides, or has notified the individual of an impending termination or discontinuance of such plan;

~~c.2.~~ The individual is no longer eligible to elect the plan because of a change in the individual's place of residence or other change in circumstances specified by the Secretary, but not including termination of the individual's enrollment on the basis described in Section 1851(g)(3)(B) of the federal Social Security Act, ~~42 U.S.C. Section 1395w-21 (1999 Supplement)~~ which is hereby incorporated by reference (where the individual has not paid premiums on a timely basis or has engaged in disruptive behavior as specified in standards under Section 1856, ~~42 U.S.C. Section 1395w-26 (1999 Supplement)~~ and ~~42 CFR 422.74 (1998)~~ which ~~is~~ ~~are~~ hereby incorporated by reference), or the plan is terminated for all individuals within a residence area;

~~d.3.~~ The individual demonstrates, in accordance with guidelines established by the Secretary, that:

~~(I)a.~~ The organization offering the plan substantially violated a material provision of the organization's contract under this part in relation to the individual, including the failure to provide an enrollee on a timely basis medically necessary care for which benefits are available under the plan or the failure to provide such covered care in accordance with applicable quality standards; or

~~(II)b.~~ The organization, or agent or other entity acting on the organization's behalf, materially misrepresented the plan's provisions in marketing the plan to the individual, or

e. The individual meets such other exceptional conditions as the Secretary may provide.

2.a. An individual described in subparagraph (b) may elect to apply subsection (1) by substituting, for the date of termination of enrollment, the date on which the individual was notified by the Medicare+Choice organization of the impending termination or discontinuance of the Medicare+Choice plan it offers in the area in which the individual resides, but only if the individual disenrolls from the plan as a result of such notification.

b. In the case of an individual making the election in subparagraph (c)1. above, the issuer involved shall accept the application of the individual submitted before the date of termination of enrollment, but the coverage under subsection (1) shall only become effective upon termination of coverage under the Medicare+Choice plan involved.

(c)1. No change.

2. The enrollment ceases under the same circumstances that would permit discontinuance of an individual's election of coverage under Rule 4-156.0095(2)(b) ~~and under Section 1851(e)(4) of the Federal Social Security Act, 42 U.S.C. Section 1395w-21 (1999 Supplement) which is hereby incorporated by reference.~~

(d) No change.

(e)1. The individual was enrolled under a Medicare supplement policy and terminated enrollment and subsequently enrolled, for the first time, with:

a. through b. No change.

c. Any PACE program under section 1894 of the Social Security Act, which is incorporated in 4-156.0095,

c. through d. renumbered d. through e. No change.

2. No change.

(f) The individual, upon first becoming eligible for benefits under Part A of Medicare at age 65, enrolls in a Medicare+Choice plan under Part C of Medicare, or in a PACE program under Section 1894, and disenrolls from the plan or program by not later than twelve (12) months after the effective date of enrollment.

(3) through (4) No change.

Specific Authority 624.308, 627.674(2), 627.6741(5) FS. Law Implemented 624.307(1), 627.410, 627.673, 627.674, 627.6745, 627.6746 FS. History—New 7-26-99, Amended _____.

4-156.011 Loss Ratio Standards and Refund or Credit of Premium.

(1) No change.

(2) Refund or Credit Calculation.

(a)1. through 2. No change.

3. The forms shall be mailed to: Bureau of Life and Health Forms & Rates, Division of Insurer Services, Department of Insurance, 2800 South Adams Street, Post Office Box 8040, Tallahassee, FL 32314-5320.

(3) Annual Filing of Premium Rates.

(a)1. No change.

2. The supporting documentation shall also demonstrate in accordance with actuarial standards of practice using reasonable assumptions that the appropriate loss ratio standards can be expected to be met over the entire period for which rates are computed. The demonstration shall exclude the change in active life reserves as a component of incurred claims or earned premiums. An expected third-year loss ratio which is greater than or equal to the applicable percentage shall be demonstrated for policies or certificates in force less than three (3) years.

(b) through (c) No change.

(4) No change.

Specific Authority 624.308, 627.674(2) FS. Law Implemented 624.307(1), 627.410, 627.673, 627.674, 627.6745, 627.6746 FS. History—New 1-1-92, Amended 7-14-96, 12-17-96, 7-26-99, _____.

4-156.012 Filing and Approval of Policies and Certificates and Premium Rates.

(1) through (3) No change.

(4)(a) Except as provided in Rule 4-156.012(4)(a)1., an issuer shall continue to make available for purchase any policy form or certificate form issued after the effective date of this Rule Chapter that has been approved by the Department. A policy form or certificate form shall not be considered to be available for purchase unless the issuer has actively offered it for sale in the previous twelve (12) months.

1. No change.

2. An issuer that discontinues the availability of a policy form or certificate form pursuant to Rule 4-156.012(4)(a)1, shall not file for approval a new policy form or certificate form of the same type for the same standard Medicare supplement benefit plan as the discontinued form for a period of five (5) years after the issuer provides notice to the Department of the discontinuance. The period of discontinuance may be reduced if the Department determines that a shorter period is appropriate.

- (b) through (c) No change.
- (5) No change.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 627.410, 627.411, 627.674 FS. History—New 1-1-92, Amended 7-14-96,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Linda Ziegler, Life and Health Forms and Rates, Division of Insurer Services, Department of Insurance
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Robleto, Bureau Chief, Life and Health Forms and Rates, Division of Insurer Services, Department of Insurance
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 9, 2000
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 10, 2000

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Uniform Minimum Standards for the Employment of Firefighters	4A-62
RULE TITLES:	RULE NOS.:
Uniform Minimum Firefighter Employment Standards; Adoption of OSHA Standards	4A-62.001
Uniform Minimum Firefighter Employment Standards; Adoption of National Fire Protection Association (NFPA) Standards	4A-62.002
Uniform Minimum Firefighter Employment Standards; Adoption of 29 C.F.R. 1910.134(g)(3) and 1910.134(g)(4), Including Notes One and Two	4A-62.003
Uniform Minimum Firefighter Employment Standards: Presence of Toxic Substances; Notice to Fire Departments	4A-62.004

PURPOSE AND EFFECT: To establish uniform minimum standards for the employment of firefighters related to firefighter safety.

SUMMARY: Adopts widely accepted federal Occupational Safety and Health, and National Fire Protection Association, standards to provide for firefighter safety.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:

1. Previously Existing Rules and Law. All of the rules being adopted by the Division of State Fire Marshal, with the exception of 29 Code of Federal Regulations, Section 1910.134(g)(3) and 1910.134(g)(4), Procedures for IDLH Atmospheres, including Notes 1 and 2 to paragraph (g) (relating to interior structural firefighting, commonly referred to as the “two in, two out rule”), which comprise Sections 4A-62.001, 4A-62.002, and 4A-62.004, Florida Administrative Code, are the 1998 revisions to the 1993 version of the rules which were in place by operation of Rule Chapter 38I, Florida Administrative Code, Rules of the Division of Safety of the Department of Labor and Employment Security, as well as Section 442.118, Florida Statutes, upon the demise of the Division of Safety and Chapter 442, Florida Statutes, on June 30, 2000. Those same rules were applicable to firefighters as uniform minimum employment standards, and were carried forward for a period of 90 days by Emergency Rule 4ER00-2, Rules of the Division of State Fire Marshal, effective at midnight on June 30, 2000, and expiring on September 28, 2000. The rules proposed to be adopted are essentially the same as those rules and that statutory section, and do not require any increase in cost to any person or entity affected by them, nor do they have any additional economic impact on any affected person or entity including, but not limited to, any state or local government entity.

2. Adoption of New Rule. 29 Code of Federal Regulations, Section 1910.134(g)(3) and 1910.134(g)(4), Procedures for IDLH Atmospheres, including Notes 1 and 2 to paragraph (g) (relating to interior structural firefighting, commonly referred to as the “two in, two out rule”), effective April 8, 1998, which comprises proposed Rule 4A-62.003, Florida Administrative Code, is the only rule proposed to be adopted which was not in effect at the time of the dissolution of the said Division of Safety. Therefore, the following summary of estimated regulatory costs is being provided solely with respect to 29 Code of Federal Regulations, Section 1910.134(g)(3) and 1910.134(g)(4), Procedures for IDLH Atmospheres, including Notes 1 and 2 to paragraph (g) (relating to interior structural firefighting, commonly referred to as the “two in, two out rule”), effective April 8, 1998, and not to any other proposed rule unless otherwise indicated.

3. Bases for Estimated Regulatory Costs. This estimate is based on testimony received at the five workshops held on August 28, 29, and 30, and October 9, 2000, at West Palm Beach, Tampa, Ocala, Panama City, and Tallahassee, respectively, as well as the information received from the International Association of Fire Chiefs and the International Association of Firefighters, both of which approve of the “two-in, two-out” standard, along with other written submissions received by the Division of State Fire Marshal, a review of the standard operating procedures of large and small fire departments, and a review and comparison of the statistics relating to firefighting injuries and deaths in comparable state which have, and which do not have, the “two-in, two-out” rule.

4. The following is a good faith estimate of the number of individuals and entities likely to be required to comply with the rule, together with a general description of the types of individuals likely to be affected by the rule:

A. The individuals or entities likely to be required to comply with the rule. All firefighters as defined in Chapter 633, Florida Statutes, all fire departments, and any municipality, county, or special fire district employing firefighters.

B. The types of individuals likely to be affected by the rule. This category includes those persons engaged in fire protection, fire inspections, firefighting, and life-saving services relating to firefighting activity, as well as the families of firefighters, those persons directly and indirectly connected with firefighting activities, and the entire community based on employment standards providing for the safety for their firefighters.

5. The following is a good faith estimate of the cost to the agency, and to any other state and local government entities, of implementing and enforcing the proposed rule, and any anticipated effect on state or local revenues:

A. Cost to the Agency. There is no additional cost to the Department of Insurance, Division of State Fire Marshal for implementing or enforcing any proposed rule. All implementation and enforcement can be performed with the present personnel, equipment, and facilities of the Division of State Fire Marshal.

B. Cost to other state and local government entities.

i. There is no additional cost, by definition, to fire departments which have adopted as a standard operating policy or a standard operating guideline the "two-in, two-out rule," or which routinely dispatch, or whose policy it is to dispatch, four or more persons to the scene of a fire.

ii. For municipalities, counties and special fire districts having firesafety responsibility which routinely dispatch, or whose policy it is to dispatch, three or fewer persons to the scene of a fire, such fire department must wait, of course doing everything possible outside of the building while waiting, until sufficient personnel arrive to enter the building. In this respect, it is important to remember that the "2-in, 2-out" rule, by its own terms, does not apply any time the building is occupied and emergency measures are needed. This rule is based on the sound and only acceptable rationale that the life and health of one firefighter are of greater value than property of any nature, kind, or description.

SPECIFIC AUTHORITY: 633.01(1) FS.

LAW IMPLEMENTED: 633.45(1)(a) 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., December 19, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: James Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0342, (850)413-3620

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Millicent King at (850)413-3619.

THE FULL TEXT OF THE PROPOSED RULES IS:

4A-62.001 Uniform Minimum Firefighter Employment Standards; Adoption of OSHA Standards.

(1) The Department of Insurance, Division of State Fire Marshal, adopts and incorporates as rules of the Division of State Fire Marshal the following standards as they pertain solely to firefighters and firefighter employers: Sections 1910.120, 1910.134 [excluding Section 1910.134(g)(3) and 1910.134(g)(4)], 1910.146, and 1910.156, of Part 1910, of the Occupational Safety and Health Standards, 29 Code of Federal Regulations, effective April 8, 1998.

(2) All standards adopted and incorporated by reference in this rule are available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Insurance, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303.

Specific Authority 633.01(1) FS. Law Implemented 633.45(1)(a) FS. History—New _____.

4A-62.002 Uniform Minimum Firefighter Employment Standards; Adoption of National Fire Protection Association (NFPA) Standards.

(1) The Department of Insurance, Division of State Fire Marshal, adopts and incorporates as rules of the Division of State Fire Marshal the following standards as they pertain solely to firefighters and firefighter employers: The National Fire Protection Association, Inc., Standard 1500, Paragraph 5-8 (Personal Alert Safety System [PASS]), 1997 edition. A PASS device shall be worn each time a Self-Contained Breathing Apparatus is required.

(2) The codes and standards published by the National Fire Protection Association may be obtained by writing to the NFPA at: 1 Batterymarch Park, Quincy, Massachusetts 02269-9101. All standards adopted and incorporated by reference in this rule are also available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Insurance, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303.

Specific Authority 633.01(1) FS. Law Implemented 633.45(1)(a) FS. History—New _____.

4A-62.003 Uniform Minimum Firefighter Employment Standards; Adoption of 29 C.F.R. 1910.134(g)(3) and 1910.134(g)(4), Including Notes One and Two.

(1) The Department of Insurance, Division of State Fire Marshal, adopts and incorporates as rules of the Division of State Fire Marshal the following standards as they pertain solely to firefighters and firefighter employers: 29 Code of Federal Regulations, Section 1910.134(g)(3) and 1910.134(g)(4), Procedures for IDLH Atmospheres, including Notes 1 and 2 to paragraph (g), effective April 8, 1998.

(2) All standards adopted and incorporated by reference in this rule are available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Insurance, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303.

Specific Authority 633.01(1) FS. Law Implemented 633.45(1)(a) FS. History—New _____.

4A-62.004 Uniform Minimum Firefighter Employment Standards; Presence of Toxic Substances; Notice to Fire Departments.

(1) An employer, unless specifically exempted pursuant to subsection (3), shall provide within 9 months after the effective date of this rule to the person responsible for the administration and direction of a fire department in a county, municipality, or political subdivision, including a fire chief or fire administrator or that person's designee:

(a) A list of work areas, sufficiently identified by name and location, where toxic substances are present, which list contains the chemical and common name of each substance regularly present unless such information is protected pursuant to the trade secret provisions of this act; and

(b) Upon request, any material safety data sheet for each toxic substance regularly present.

(2) Any time circumstances regarding the name and location of the substance change sufficiently to warrant an updated report, the employer shall update the information provided pursuant to subsection (1).

(3) An employer operating a plant or facility which continues in operation, including maintenance periods, 24 hours a day, 7 days a week, 365 days a year, shall not be required to provide the information specified in subsection (1) with respect to any such plant or facility, provided such plant or facility is manned at all times by personnel qualified to provide such information.

(4) The person responsible for the administration and direction of a fire department in a county, municipality, or political subdivision, including a fire chief or fire administrator or that person's designee, shall maintain the information provided by the employer as required in subsection (1) for at least 4 years and shall provide copies of such information only to the following agencies located within the geographic jurisdiction of such fire department:

(a) Fire suppression and fire inspection divisions;

(b) Emergency medical service providers licensed under chapter 401; and

(c) Upon request, law enforcement agencies and local emergency management agencies.

(5) This section shall have the same force and effect in each county and municipality as the ordinances of such county or municipality.

(6) The chief of a county, municipal, or special district fire department, other fire department personnel designated by such chief, and personnel designated by a local government having no organized fire department are authorized to enforce this section and any regulation adopted by the State Fire Marshal for enforcement of this section. Such personnel acting under the authority of this section shall be considered agents of their respective jurisdictions and not agents of the State Fire Marshal.

(7) A violation of this section constitutes a violation of the rules of the State Fire Marshal.

(8) The following definitions shall apply in this section:

(a) "Commercial product" means those products primarily used or bought for use by employers for use in the workplace.

(b) "Consumer product" means those products primarily used or bought for use by individuals for personal, family, or household purposes.

(9) The toxic substances compiled in the Florida Substance List are listed by Chemical Abstract Service Number in ascending numerical order. The Chemical Abstract Service nomenclature is used whenever feasible.

(10) The Florida Substance List consists of the substances identified in the last subsection of this section.

(11) Since not all substances are hazardous in every form to which a worker may be exposed, the State Fire Marshal sets forth the following parameters for determining the applicability of the law to specific situations:

(a) The substance or mixture must be on the Florida Substance List;

(b) It must be manufactured, produced, used, applied, or stored in the workplace; and,

(c) It must cause a significant risk to safety or health during, or as a proximate result of, any customary or reasonably foreseeable handling or use.

(12) A substance or mixture which is not a chemical substance or mixture in a gaseous, liquid, or solid state, which substance or mixture does not cause a significant risk to safety or health during, or as a proximate result of, any customary or reasonably foreseeable handling or use, and which is not manufactured, produced, used, applied, or stored in the workplace is not covered. However, any substance or mixture which does satisfy these criteria may still be excluded from coverage, to wit:

(a) Impurities which develop as intermediate materials during chemical processing but are not present in the final mixture and to which employee exposure is unlikely;

(b) Substances which are toxic solely due to chronic ingestion;

(c) Alcoholic beverages as defined in the Beverage Law;

(d) Substances which are merely being transported through the state as part of a through-shipment in interstate commerce; or

(e) Substances or mixtures which may be toxic but which are labeled pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act, as amended; and the Federal Food, Drug and Cosmetic Act, as amended.

(f) Any hazardous waste as defined by the Federal Resource Conservation and Recovery Act of 1976.

(13) In recognition of the fact that the acute and chronic effects of exposure to certain toxic substances may vary in direct proportion to the concentrations, quantities and states, for example, solid, liquid, or gas, of the substance to which a worker is exposed, the following additional exclusions and restrictions are to be taken into consideration as the final determination of coverage of quantities, concentrations and states of substances which satisfy the requirements of subsection (11) of this section, and which are not specifically excluded under subsection (12):

(a) Consumer products used in the workplace in such a manner that employee exposure is not significantly greater than exposures resulting from the principal consumer use of the product.

(b) Commercial products which are substantially equivalent in formulation to similar consumer products used for the same general purpose, when used in the workplace in such a manner that employee exposure is not significantly greater than exposures resulting from the principal consumer use of the similar consumer product.

(c) Food stuffs.

(d) Fossil fuels in fuel tanks, engines, and other operating systems of vehicles where the substances are present only in amounts and forms substantially equivalent to the amounts and forms generally available to consumers.

(e) Fossil fuels used for heating, or power generation purposes, such that employees are not exposed to fumes or combustion by-products.

(14) Every employer who manufactures, produces, uses, applies, or stores toxic substances in the workplace shall post a notice in a place where notices are normally posted, informing employees of their rights under the law. Such posters may be obtained upon request from the State Fire Marshal.

(15) List of toxic substances:

<u>CASE NUMBER</u>	<u>CHEMICAL NAME</u>
N/A	<u>BUTYL ACETYL RICINOLEATE</u>
N/A	<u>CHROMIUM CARBONATE</u>
N/A	<u>COAL DUST</u>
N/A	<u>COTTON DUST, RAW</u>
N/A	<u>2,4-DIAMYLPHENOL</u>
N/A	<u>DIBENOYL CHLORIDE</u>
N/A	<u>DIETHYL ACETOACETATE</u>
N/A	<u>ISOBUTYL HEPTYL KETONE</u>
N/A	<u>ISOPROPENYL ACETYLENE</u>
N/A	<u>MONOCHLORO-s-TRIAZINETRIONE ACID</u>
N/A	<u>MONO-(TRICHLORO)TETRA (MONOPOTASSIUM DICHLORO) PENTA-s-TRIAZINE-TRIONE</u>
N/A	<u>tert-OCTYL MERCAPTAN</u>
N/A	<u>2-NITRO-P-TOLUIDINE</u>
N/A	<u>PERLITE DUST</u>
N/A	<u>N-PHENYL-N-ETHYLETHANOLAMINE</u>
N/A	<u>SILICATE SOAPSTONE DUST</u>
50-00-0	<u>FORMALDEHYDE</u>
50-07-7	<u>MITOMYCIN C</u>
50-18-0	<u>CYCLOPHOSPHAMIDE</u>
50-28-2	<u>OESTRADIOL-17 BETA</u>
50-29-3	<u>DICHLORO DIPHENYL TRICHLOROETHANE (DDT)</u>
50-32-8	<u>BENZO(A)PYRENE</u>
50-55-5	<u>RESERPINE</u>
50-76-0	<u>ACTINOMYCIN D</u>
50-78-2	<u>ACETOL(2)</u>
51-21-8	<u>FLUOROURACIL</u>
51-52-5	<u>PROPYLTHIOURACIL</u>
51-75-2	<u>NITROGEN MUSTARD</u>
51-79-6	<u>URETHANE</u>
51-83-2	<u>CARBACHOL CHLORIDE</u>
52-24-4	<u>THIO-TEPA</u>
53-16-7	<u>OESTRONE</u>
53-70-3	<u>DIBENZ(A,H)ANTHRACENE</u>
53-96-3	<u>N-FLUOREN-2-YLACETAMIDE</u>
54-11-5	<u>NICOTINE</u>
54-62-6	<u>AMINOPTERIN</u>
55-18-5	<u>N-NITROSODIETHYLAMINE</u>
55-38-9	<u>FENTHION</u>
55-63-0	<u>NITROGLYCERIN</u>
55-86-7	<u>NITROGEN MUSTARD HYDROCHLORIDE</u>
55-91-4	<u>ISOFLUORPHATE</u>
55-98-1	<u>1,4-BUTANEDIOL DIMETHANESULPHONATE</u>
56-04-2	<u>METHYLTHIOURACIL</u>

<u>56-23-5</u>	<u>CARBON TETRACHLORIDE</u>	<u>64-19-7</u>	<u>ACETIC ACID</u>
<u>56-25-7</u>	<u>CANTHARIDIN</u>	<u>64-67-5</u>	<u>DIETHYL SULFATE</u>
<u>56-38-2</u>	<u>PARATHION</u>	<u>64-86-8</u>	<u>COLCHICINE</u>
<u>56-49-5</u>	<u>3-METHYLCHOLANTHRENE</u>	<u>65-30-5</u>	<u>NICOTINE SULFATE</u>
<u>56-53-1</u>	<u>DIETHYLSTILBESTROL</u>	<u>65-85-0</u>	<u>BENZOIC ACID</u>
<u>56-55-3</u>	<u>BENZ(A)ANTHRACENE</u>	<u>66-25-1</u>	<u>HEXANAL</u>
<u>56-57-5</u>	<u>4-NITROQUINOLINE-1-OXIDE</u>	<u>66-27-3</u>	<u>METHYL METHANESULFONATE</u>
<u>56-72-4</u>	<u>COUMAPHOS</u>	<u>66-75-1</u>	<u>URACIL MUSTARD</u>
<u>56-75-7</u>	<u>CHLORAMPHENICOL</u>	<u>66-81-9</u>	<u>CYCLOHEXIMIDE</u>
<u>57-06-7</u>	<u>ALLYL ISOTHIOCYANATE</u>	<u>67-56-1</u>	<u>METHYL ALCOHOL</u>
<u>57-14-7</u>	<u>1,1-DIMETHYLHYDRAZINE</u>	<u>67-63-0</u>	<u>ISOPROPYL ALCOHOL</u>
<u>57-24-9</u>	<u>STRYCHNINE</u>	<u>67-64-1</u>	<u>ACETONE</u>
<u>57-41-0</u>	<u>PHENYTOIN</u>	<u>67-66-3</u>	<u>CHLOROFORM</u>
<u>57-47-6</u>	<u>PHYSOSTIGMINE</u>	<u>67-72-1</u>	<u>HEXACHLOROETHANE</u>
<u>57-57-8</u>	<u>beta-PROPIOLACTONE</u>	<u>68-11-1</u>	<u>THIOGLYCOLIC ACID</u>
<u>57-63-6</u>	<u>ETHINYLOESTRADIOL</u>	<u>68-12-2</u>	<u>DIMETHYLFORMAMIDE</u>
<u>57-64-7</u>	<u>PHYSOSTIGMINE SALICYLATE (1:1)</u>	<u>68-22-4</u>	<u>NORETHISTERONE</u>
<u>57-74-9</u>	<u>CHLORDANE</u>	<u>68-76-8</u>	<u>TRIS(AZIRIDINYL)-P-BENZOQUINONE</u>
<u>57-83-0</u>	<u>PROGESTERONE</u>	<u>70-25-7</u>	<u>N-METHYL-N'-NITRO-N-NITROSOGUANIDINE</u>
<u>57-97-6</u>	<u>7,12-DEMETHYLBENZ(A)ANTHRACENE</u>	<u>70-69-9</u>	<u>PROPIOPHENONE,4-AMINO-</u>
<u>58-22-0</u>	<u>TESTOSTERONE</u>	<u>71-23-8</u>	<u>PROPYL ALCOHOL</u>
<u>58-36-6</u>	<u>PHENOXARSINE, 10, 10'-OXYDI-</u>	<u>71-36-3</u>	<u>N-BUTYL ALCOHOL</u>
<u>58-89-9</u>	<u>LINDANE</u>	<u>71-41-0</u>	<u>AMYL ALCOHOL</u>
<u>59-88-1</u>	<u>PHENYLHYDRAZINE HYDROCHLORIDE</u>	<u>71-43-2</u>	<u>BENZENE</u>
<u>59-89-2</u>	<u>N-NITROSOMORPHOLINE</u>	<u>71-55-6</u>	<u>1,1,1-TRICHLOROETHANE</u>
<u>59-96-1</u>	<u>PHENOXYBENZAMINE</u>	<u>71-63-6</u>	<u>DIGITOXIN</u>
<u>60-11-7</u>	<u>p-DIMETHYLAMINOAZOBENZENE</u>	<u>72-20-8</u>	<u>ENDRIN</u>
<u>60-24-2</u>	<u>2-MERCAPTOETHANOL</u>	<u>72-33-3</u>	<u>MESTRANOL</u>
<u>60-29-7</u>	<u>ETHYL ETHER</u>	<u>72-43-5</u>	<u>METHOXYCHLOR</u>
<u>60-34-4</u>	<u>METHYL HYDRAZINE</u>	<u>72-57-1</u>	<u>TRYPAN BLUE</u>
<u>60-41-3</u>	<u>STRYCHNINE SULFATE</u>	<u>74-83-9</u>	<u>METHYL BROMIDE</u>
<u>60-51-5</u>	<u>DIMETHOATE</u>	<u>74-85-1</u>	<u>ETHYLENE</u>
<u>60-57-1</u>	<u>DIELDRIN</u>	<u>74-86-2</u>	<u>ACETYLENE</u>
<u>61-57-4</u>	<u>NIRIDAZOLE</u>	<u>74-87-3</u>	<u>METHYL CHLORIDE</u>
<u>61-82-5</u>	<u>AMITROLE</u>	<u>74-88-4</u>	<u>METHYL IODIDE</u>
<u>62-38-4</u>	<u>ACETOXYPHENYLMERCURY</u>	<u>74-89-5</u>	<u>METHYLAMINE</u>
<u>62-44-2</u>	<u>P-ACETOPHENETIDIDE</u>	<u>74-90-8</u>	<u>HYDROGEN CYANIDE</u>
<u>62-50-0</u>	<u>ETHYL METHANESULFONATE</u>	<u>74-93-1</u>	<u>METHYL MERCAPTAN</u>
<u>62-53-3</u>	<u>ANILINE</u>	<u>74-96-4</u>	<u>ETHYL BROMIDE</u>
<u>62-55-5</u>	<u>THIOACETAMIDE</u>	<u>74-97-5</u>	<u>CHLOROBROMOMETHANE</u>
<u>62-56-6</u>	<u>THIOUREA</u>	<u>74-99-7</u>	<u>PROPYLENE</u>
<u>62-73-7</u>	<u>DICHLORVOS</u>	<u>75-00-3</u>	<u>ETHYL CHLORIDE</u>
<u>62-74-8</u>	<u>SODIUM FLUOROACETATE</u>	<u>75-01-4</u>	<u>VINYL CHLORIDE</u>
<u>62-75-9</u>	<u>N-NITROSODIMETHYLAMINE</u>	<u>75-02-5</u>	<u>VINYL FLUORIDE</u>
<u>63-25-2</u>	<u>CARBARYL</u>	<u>75-04-7</u>	<u>ETHYLAMINE</u>
<u>63-92-3</u>	<u>PHENOXYBENZAMINE HYDROCHLORIDE</u>	<u>75-05-8</u>	<u>ACETONITRILE</u>
<u>64-00-6</u>	<u>PHENOL, 3-(1-METHYLETHYL)-, METHYLCARBAMATE</u>	<u>75-07-0</u>	<u>ACETALDEHYDE</u>
<u>64-17-5</u>	<u>ETHYL ALCOHOL</u>	<u>75-08-1</u>	<u>ETHYL MERCAPTAN</u>
<u>64-18-6</u>	<u>FORMIC ACID</u>	<u>75-09-2</u>	<u>METHYLENE CHLORIDE</u>

<u>75-12-7</u>	<u>FORMAMIDE</u>	<u>76-13-1</u>	<u>1,1,2-TRICHLORO-1,2,2-</u> <u>TRIFLUOROETHANE</u>
<u>75-15-0</u>	<u>CARBON DISULFIDE</u>	<u>76-14-2</u>	<u>DICHLOROTETRAFLUROETHANE</u>
<u>75-18-3</u>	<u>DIMETHYL SULFIDE</u>	<u>76-15-3</u>	<u>CHLOROPENTAFLUROETHANE</u>
<u>75-19-4</u>	<u>CYCLOPROPANE</u>	<u>76-22-2</u>	<u>CAMPHOR</u>
<u>75-20-7</u>	<u>CALCIUM CARBIDE</u>	<u>76-44-8</u>	<u>HEPTACHLOR</u>
<u>75-21-8</u>	<u>ETHYLENE OXIDE</u>	<u>77-47-4</u>	<u>HEXACHLOROCYCLOPENTADIENE</u>
<u>75-24-1</u>	<u>TRIMETHYLALUMINUM</u>	<u>77-73-6</u>	<u>DICYCLOPENTADIENE</u>
<u>75-25-2</u>	<u>BROMOFORM</u>	<u>77-78-1</u>	<u>SULFURIC ACID, DIMETHYL ESTER</u>
<u>75-29-6</u>	<u>ISOPROPYL CHLORIDE</u>	<u>77-81-6</u>	<u>TABUN</u>
<u>75-31-0</u>	<u>ISOPROPYLAMINE</u>	<u>78-00-2</u>	<u>TETRAETHYL LEAD</u>
<u>75-34-3</u>	<u>1,1-DICHLOROETHANE</u>	<u>78-10-4</u>	<u>TETRAETHYL ESTER SILICIC ACID</u> <u>(ETHYL SILICATE)</u>
<u>75-35-4</u>	<u>1,1-DICHLOROETHYLENE (VINYLIDENE</u> <u>CHLORIDE)</u>	<u>78-30-8</u>	<u>TRI-O-CRESYL PHOSPHATE</u>
<u>75-36-5</u>	<u>ACETYL CHLORIDE</u>	<u>78-34-2</u>	<u>DIOXATHION</u>
<u>75-38-7</u>	<u>VINYLIDENE FLUORIDE</u>	<u>78-53-5</u>	<u>AMITON</u>
<u>75-43-4</u>	<u>DICHLOROFLUOROMETHANE</u>	<u>78-59-1</u>	<u>3,5,5-TRIMETHYL-2-CYCLOHEXEN-1-ONE</u> <u>(ISOPHORONE)</u>
<u>75-44-5</u>	<u>PHOSGENE</u>	<u>78-67-1</u>	<u>2,2'-AZOBIS(2-METHYL PROPIONITRILE)</u>
<u>75-45-6</u>	<u>CHLORODIFLUOROMETHANE</u>	<u>78-71-7</u>	<u>OXETANE,3,3-BIS(CHLOROMETHYL)-</u>
<u>75-47-8</u>	<u>IODOFORM</u>	<u>78-78-4</u>	<u>2-METHYLBUTANE (ISOPENTANE)</u>
<u>75-50-3</u>	<u>TRIMETHYLAMINE</u>	<u>78-79-5</u>	<u>ISOPRENE</u>
<u>75-52-5</u>	<u>NITROMETHANE</u>	<u>78-81-9</u>	<u>ISOBUTYLAMINE</u>
<u>75-54-7</u>	<u>METHYLDICHLOROSILANE</u>	<u>78-82-0</u>	<u>2-METHYLPROPANENITRILE</u> <u>(ISOBUTYRONITRILE)</u>
<u>75-55-8</u>	<u>PROPYLENE IMINE</u>	<u>78-83-1</u>	<u>ISOBUTYL ALCOHOL</u>
<u>75-56-9</u>	<u>PROPYLENE OXIDE</u>	<u>78-84-2</u>	<u>ISOBUTYRALDEHYDE</u>
<u>75-61-6</u>	<u>DIFLUORODIBROMOMETHANE</u>	<u>78-85-3</u>	<u>METHACRYLALDEHYDE</u> <u>(2-METHYLPROPENAL)</u>
<u>75-63-8</u>	<u>TRIFLUOROBROMOMETHANE</u>	<u>78-86-4</u>	<u>2-CHLOROBUTANE (sec-BUTYL</u> <u>CHLORIDE)</u>
<u>75-63-9</u>	<u>tert-BUTYLAMINE</u>	<u>78-87-5</u>	<u>PROPYLENE DICHLORIDE</u>
<u>75-65-0</u>	<u>tert-BUTYL ALCOHOL</u>	<u>78-89-7</u>	<u>2-CHLORO-1-PROPANOL</u>
<u>75-66-1</u>	<u>2-METHYL-2-PROPANETHIOL</u>	<u>78-90-0</u>	<u>1,2-PROPANEDIAMINE</u>
<u>75-66-3</u>	<u>DIFLUORO-1-CHLOROETHANE</u>	<u>78-92-2</u>	<u>sec-BUTYL ALCOHOL</u>
<u>75-69-4</u>	<u>TRICHLOROFLUOROMETHANE</u>	<u>78-93-3</u>	<u>METHYL ETHYL KETONE (MEK)</u>
<u>75-71-8</u>	<u>DICHLORODIFLUOROMETHANE</u>	<u>78-94-4</u>	<u>3-BUTEN-2-ONE</u>
<u>75-74-1</u>	<u>TETRAMETHYL LEAD</u>	<u>78-95-5</u>	<u>CHLOROACETONE</u>
<u>75-77-4</u>	<u>TRIMETHYLCHLOROSILANE</u>	<u>78-96-6</u>	<u>1-AMINO-2-PROPANOL</u>
<u>75-78-5</u>	<u>DIMETHYLDICHLOROSILANE</u>	<u>78-97-7</u>	<u>LACTONITRILE</u>
<u>75-79-6</u>	<u>METHYLTRICHLOROSILANE</u>	<u>79-00-5</u>	<u>1,1,2-TRICHLOROETHANE</u>
<u>75-83-2</u>	<u>2,2-DIMETHYLBUTANE</u>	<u>79-01-6</u>	<u>ACETYLENE TRICHLORIDE</u>
<u>75-84-3</u>	<u>tert-BUTYL CARBINOL</u>	<u>79-03-8</u>	<u>PROPIONYL CHLORIDE</u>
<u>75-85-4</u>	<u>2-METHYL-2-BUTANOL</u>	<u>79-04-9</u>	<u>CHLOROACETYL CHLORIDE</u>
<u>75-86-5</u>	<u>ACETONE CYANOHYDRIN</u>	<u>79-06-1</u>	<u>ACRYLAMIDE</u>
<u>75-91-2</u>	<u>TERTBUTYL HYDROPEROXIDE</u>	<u>79-09-4</u>	<u>PROPIONIC ACID (SOLUTION)</u>
<u>75-94-5</u>	<u>VINYL TRICHLOROSILANE</u>	<u>79-10-7</u>	<u>ACRYLIC ACID</u>
<u>75-99-0</u>	<u>2,2-DICHLOROPROPIONIC ACID</u>	<u>79-11-8</u>	<u>CHLOROACETIC ACID</u>
<u>76-02-8</u>	<u>TRICHLOROACETYL CHLORIDE</u>	<u>79-19-6</u>	<u>THIOSEMICARBAZIDE</u>
<u>76-03-9</u>	<u>TRICHLOROACETIC ACID</u>	<u>79-20-9</u>	<u>METHYL ESTER ACETIC ACID</u>
<u>76-06-2</u>	<u>CHLOROPICRIN</u>		
<u>76-11-9</u>	<u>1,1,1,2-TETRACHLORO-2,2-</u> <u>DIFLUOROETHANE</u>		
<u>76-12-0</u>	<u>1,1,2,2-TETRACHLORO-1,2-</u> <u>DIFLUOROETHANE</u>		

79-21-0	<u>PEROXYACETIC ACID</u>	90-41-5	<u>2-BIPHENYLAMINE</u>
79-22-1	<u>METHYL CHLOROFORMATE</u>	90-94-8	<u>MICHLER'S KETONE</u>
79-24-3	<u>NITROETHANE</u>	91-08-7	<u>TOLUENE 2,6-DIISOCYANATE</u>
79-27-6	<u>1,1,2,2-TETRABROMOETHANE</u>	91-17-8	<u>DECAHYDRONAPHTHALENE</u>
79-29-8	<u>2,3-DIMETHYLBUTANE</u>	91-20-3	<u>NAPHTHALENE</u>
79-34-5	<u>ACETYLENE TETRACHLORIDE</u>	91-22-5	<u>QUINOLINE</u>
79-36-7	<u>DICHLOROACETYL CHLORIDE</u>	91-49-6	<u>N-BUTYLACETANILIDE</u>
79-38-9	<u>CHLOROTRIFLUOROETHYLENE</u>	91-59-8	<u>2-NAPHTHYLAMINE</u>
79-41-4	<u>METHACRYLIC ACID</u>	91-66-7	<u>N,N-DIETHYLANILINE</u>
79-44-7	<u>DIMETHYLCARBAMOYL CHLORIDE</u>	91-80-5	<u>METHAPYRILENE</u>
79-46-9	<u>2-NITROPROPANE</u>	91-94-1	<u>3,3'-DICHLOROBENZIDINE</u>
80-10-4	<u>DICHLORODIPHENYLSILANE</u>	91-99-6	<u>2-2'(m-TOLYLIMIDO) DIETHANOL</u>
80-15-9	<u>CUMENE HYDROPEROXIDE</u>	92-04-6	<u>3-CHLORO-4-BIPHENYLOL</u>
80-46-6	<u>p-(tert-PHENYL) PHENOL</u>	92-15-9	<u>ACETOACETYL-o-ANISIDINE</u>
80-48-8	<u>METHYL ESTER p-TOLUENE SULFONIC ACID</u>	92-52-4	<u>BIPHENYL</u>
80-56-8	<u>alpha-PINENE</u>	92-53-5	<u>4-PHENYLMORPHOLINE</u>
80-62-6	<u>METHYL METHACRYLATE</u>	92-59-1	<u>ETHYLBENZYLANILINE</u>
80-63-7	<u>METHYL 2-CHLOROACRYLATE</u>	92-66-0	<u>4-BROMODIPHENYL</u>
81-07-2	<u>SACCHARIN</u>	92-67-1	<u>4-AMINOBIPHENYL</u>
81-81-2	<u>3-(alpha-ACETONYLBENZYL)-4-HYDROXYCOUMARIN</u>	92-84-2	<u>PHENOTHIAZINE</u>
82-28-0	<u>1-AMINO-2-METHYLANTHRAQUINONE</u>	92-87-5	<u>BENZIDINE</u>
82-66-6	<u>DIPHACINONE</u>	92-93-3	<u>4-NITROBIPHENYL</u>
82-68-8	<u>PENTACHLORONITROBENZENE</u>	92-94-4	<u>p-TERPHENYL</u>
83-26-1	<u>2-PIVALOYL-1,3-INDANDIONE (PIVAL)</u>	93-68-5	<u>o-ACETOACETOTOLUIDIDE</u>
83-79-4	<u>ROTENONE (COMMERCIAL)</u>	93-76-5	<u>2,4,5-TRICHLOROPHENOXY ACETIC ACID</u>
84-17-3	<u>DEHYDROSTILBESTROL</u>	93-90-3	<u>2-(N-METHYLANILINO)-ETHANOL</u>
84-66-2	<u>DIETHYL PHTHALATE</u>	93-96-9	<u>BIS(alpha-METHYLBENZYL) ETHER</u>
84-74-2	<u>DIBUTYL PHTHALATE</u>	94-04-2	<u>2-ETHYLHEXANOIC ACID, VINYL ESTER</u>
85-00-7	<u>DIQUAT</u>	94-36-0	<u>BENZOYL PEROXIDE</u>
85-44-9	<u>PHTHALIC ANHYDRIDE</u>	94-58-6	<u>1,2-METHYLENEDIOXY-4-PROPYL BENZENE</u>
85-71-2	<u>METHYL PHTHALYL ETHYL GLYCOLATE</u>	94-59-7	<u>4-ALLYL-1,2-(METHYLENEDIOXY)-BENZENE</u>
86-50-0	<u>AZINPHOS-METHYL</u>	94-70-2	<u>2-EPOXYBENZAMINE</u>
86-88-4	<u>N-(1-NAPHTHYL)-2-THIOUREA (ANTU)</u>	94-75-7	<u>2,4-DICHLOROPHENOXYACETIC ACID</u>
87-62-7	<u>O-XYLIDINE</u>	94-78-0	<u>3-(PHENOAZO)-2-6-PYRADINEDIAMINE</u>
87-68-3	<u>HEXACHLOROBUTADIENE</u>	95-06-7	<u>DIETHYL-2-CHLORO-2-PROPANYL ESTER CARBAMODITHIOIC ACID</u>
87-86-5	<u>PENTACHLOROPHENOL</u>	95-13-6	<u>1H-INDENE</u>
87-90-1	<u>TRICHLORO-S-TRIAZINETRIONE</u>	95-46-5	<u>1-BROMO-2-METHYL BENZENE</u>
88-05-1	<u>ANILINE, 2,4,6-TRIMETHYL-</u>	95-47-6	<u>1,2-DIMETHYL BENZENE</u>
88-06-2	<u>2,4,6-TRICHLOROPHENOL</u>	95-48-7	<u>2-METHYL PHENOL</u>
88-09-5	<u>2-ETHYLBUTYRIC ACID</u>	95-49-8	<u>1-CHLORO-2-METHYL BENZENE</u>
88-10-8	<u>DIETHYL CARBAMOYL CHLORIDE</u>	95-50-1	<u>1,2-DICHLOROBENZENE</u>
88-16-4	<u>O-CHLOROBENZOTRIFLUORIDE</u>	95-53-4	<u>ortho-TOLUIDINE</u>
88-72-2	<u>O-NITROTOLUENE</u>	95-57-8	<u>2-CHLOROPHENOL</u>
88-73-3	<u>1-CHLORO-2-NITROBENZENE</u>	95-76-1	<u>3,4-DICHLOROBENZENAMINE</u>
88-85-7	<u>DINOSEB</u>	95-80-7	<u>4-METHYL-1,3-BENZENEDIAMINE</u>
88-89-1	<u>PICRIC ACID</u>	95-83-0	<u>4-CHLORO-1,2-BENZENEDIAMINE</u>
89-72-5	<u>O-sec-BUTYLPHENOL</u>	96-09-3	<u>PHENYL-OXIRANE</u>
90-12-0	<u>1-METHYLNAPHTHALENE</u>		

96-10-6	<u>DIETHYLALUMINUM CHLORIDE</u>	99-35-4	<u>TRINITROBENZENE</u>
96-12-8	<u>1,2-DIBROMO-3-CHLOROPROPANE</u>	99-55-8	<u>5-NITRO-O-TOLUIDINE</u>
96-14-0	<u>3-METHYLPENTANE</u>	99-59-2	<u>5-NITRO-O-ANISIDINE</u>
96-17-3	<u>2-METHYLBUTANAL</u>	99-65-0	<u>M-DINITROBENZENE</u>
96-18-4	<u>ALLYL TRICHLORIDE</u>	99-87-6	<u>P-CYMENE</u>
96-20-8	<u>2-AMINO-1-BUTANOL</u>	99-98-9	<u>DIMETHYL-P-PHENYLENEDIAMINE</u>
96-22-0	<u>DIETHYL KETONE</u>	99-99-0	<u>P-NITROTOLUENE</u>
96-23-1	<u>1,3-DICHLORO-2-PROPANOL</u>	100-00-5	<u>P-NITROCHLOROBENZENE</u>
96-33-3	<u>2-PROPANOIC ACID, METHYL ESTER</u>	100-01-6	<u>P-NITROANILINE</u>
96-34-4	<u>METHYL ESTER CHLOROACETIC ACID</u>	100-02-7	<u>P-NITROPHENOL</u>
96-37-7	<u>METHYLCYCLOPENTANE</u>	100-14-1	<u>BENZENE,1-(CHLOROMETHYL)-4-NITRO-</u>
96-45-7	<u>2-IMIDAZOLIDINETHIONE</u>	100-20-9	<u>TEREPHTHALOYL CHLORIDE</u>
96-47-9	<u>2-METHYLTETRAHYDROFURAN</u>	100-25-4	<u>P-DINITROBENZENE</u>
96-49-1	<u>ETHYLENE CARBONATE</u>	100-36-7	<u>N,N-DIETHYLETHYLENE-DIAMINE</u>
96-54-8	<u>METHYLPYRROLE</u>	100-37-8	<u>N,N-DIETHYLETHANOLAMINE</u>
96-69-5	<u>4,4'-THIOBIS(6-tert. BUTYL-M-CRESOL)</u>	100-40-3	<u>4-VINYL CYCLOHEXENE</u>
97-00-7	<u>1-CHLORO-2,4-DINITROBENZENE</u>	100-41-4	<u>ETHYL BENZENE</u>
97-02-9	<u>2,4-DINITROANILINE</u>	100-42-5	<u>STYRENE</u>
97-36-9	<u>M-ACETOACETXYLIDIDE</u>	100-44-7	<u>BENZYL CHLORIDE</u>
97-56-3	<u>O-AMINOAZOTOLUENE</u>	100-50-5	<u>1,2,3,6-TETRAHYDROBENZALDEHYDE</u>
97-62-1	<u>ETHYL ISOBUTYRATE</u>	100-51-6	<u>BENZYL ALCOHOL</u>
97-63-2	<u>ETHYL METHACRYLATE</u>	100-52-7	<u>BENZALDEHYDE</u>
97-64-3	<u>ETHYL LACTATE</u>	100-53-8	<u>BENZYL MERCAPTAN</u>
97-77-8	<u>DISULFIRAM</u>	100-61-8	<u>N-METHYL ANILINE</u>
97-88-1	<u>BUTYL METHACRYLATE</u>	100-63-0	<u>PHENYLHYDRAZINE</u>
97-93-8	<u>TRIETHYLALUMINUM</u>	100-73-2	<u>ACROLEIN DIMER</u>
97-94-9	<u>TRIETHYLBORANE</u>	100-74-3	<u>N-ETHYL MORPHOLINE</u>
97-96-1	<u>2-ETHYLBUTYRALDEHYDE</u>	100-75-4	<u>N-NITROSOPIPERIDINE</u>
97-97-2	<u>DIMETHYL CHLORACETAL</u>	100-79-8	<u>DIOXOLAN</u>
97-99-4	<u>TETRAHYDROFURFURYL ALCOHOL</u>	100-99-2	<u>TRIISOBUTYLALUMINUM</u>
98-00-0	<u>FURFURYL ALCOHOL</u>	101-14-4	<u>4,4'-METHYLENE BIS(2-CHLOROANILINE)</u>
98-01-1	<u>FURFURAL</u>	101-61-1	<u>4,4'-METHYLENE</u>
98-05-5	<u>BENZENEARSONIC ACID</u>		<u>BIS(N,N-DIMETHYL)BENZENAMINE</u>
98-06-6	<u>tert-BUTYLBENZENE</u>	101-68-8	<u>METHYLENE BISPHENYL ISOCYANATE</u>
98-07-7	<u>BENZOTRICHLORIDE</u>	101-77-9	<u>4,4-METHYLENE DIANILINE</u>
98-08-8	<u>BENZOTRIFLUORIDE</u>	101-80-4	<u>4,4-OXYDIANILINE</u>
98-12-4	<u>CYCLOHEXYLTRICHLOROSILANE</u>	101-83-7	<u>DICYCLOHEXYLAMINE</u>
98-13-5	<u>PHENYL TRICHLOROSILANE</u>	101-84-8	<u>PHENYL ETHER VAPOR</u>
98-16-8	<u>BENZENAMINE, 3-(TRIFLUOROMETHYL)-</u>	101-90-6	<u>DIGLYCIDYL RESORCINOL ETHER</u>
98-27-1	<u>P-tert-BUTYL-O-CRESOL</u>	101-96-2	<u>N,N'-DI-sec-BUTYL-P-</u>
98-28-2	<u>4-tert-BUTYL-2-CHLOROPHENOL</u>		<u>PHENYLENEDIAMINE</u>
98-29-3	<u>4-TERTBUTYL CATECHOL</u>	102-01-2	<u>ACETO ACETANILIDE</u>
98-51-1	<u>P-tert-BUTYLTOLUENE</u>	102-36-3	<u>ISOCYANIC ACID, 3,4-DICHLOROPHENYL</u>
98-82-8	<u>CUMENE</u>		<u>ESTER</u>
98-83-9	<u>alpha-METHYL STYRENE</u>	102-54-5	<u>DICYCLOPENTADIENYL IRON</u>
98-84-0	<u>alpha-METHYLBENZYLAMINE</u>	102-56-7	<u>2,5-DIMETHOXYANILINE</u>
98-87-3	<u>BENZAL CHLORIDE</u>	102-67-0	<u>TRIPROPYL ALUMINUM</u>
98-88-4	<u>BENZOYL CHLORIDE</u>	102-69-2	<u>TRIPROPYLAMINE</u>
98-95-3	<u>NITROBENZENE</u>	102-71-6	<u>TRIETHANOLAMINE</u>
99-08-1	<u>M-NITROTOLUENE</u>	102-79-4	<u>N-BUTYLDIETHANOLAMINE</u>

<u>102-81-8</u>	<u>2-N-DIBUTYLAMINOETHANOL</u>	<u>106-63-8</u>	<u>ISOBUTYL ACRYLATE</u>
<u>102-82-9</u>	<u>TRIBUTYLAMINE</u>	<u>106-71-8</u>	<u>2CYANOETHYL ACRYLATE</u>
<u>102-85-2</u>	<u>TRIBUTYL PHOSPHITE</u>	<u>106-87-6</u>	<u>VINYL CYCLOHEXENE DIOXIDE</u>
<u>103-09-3</u>	<u>2-ETHYLHEXYL ACETATE</u>	<u>106-88-7</u>	<u>1,2-BUTYLENE OXIDE</u>
<u>103-11-7</u>	<u>2-ETHYLHEXYL ACRYLATE</u>	<u>106-89-8</u>	<u>EPICHLOROHYDRIN</u>
<u>103-44-6</u>	<u>VINYL-2-ETHYLHEXYL ETHER</u>	<u>106-92-3</u>	<u>((2-PROPENYLOXY)METHYL)OXIRANE</u>
<u>103-65-1</u>	<u>PROPYLBENZENE</u>	<u>106-93-4</u>	<u>ETHYLENE DIBROMIDE</u>
<u>103-69-5</u>	<u>N-ETHYLANILINE</u>	<u>106-94-5</u>	<u>N-PROPYL BROMIDE</u>
<u>103-75-3</u>	<u>2-ETHOXY-3,4-DIHYDRO-2-PYRAN</u>	<u>106-95-6</u>	<u>ALLYL BROMIDE</u>
<u>103-84-4</u>	<u>ACETANILIDE</u>	<u>106-96-7</u>	<u>3-BROMOPROPYNE</u>
<u>103-85-5</u>	<u>PHENYLTHIOUREA</u>	<u>106-98-9</u>	<u>1-BUTENE</u>
<u>103-89-9</u>	<u>p-ACETOTOLUIDIDE</u>	<u>106-99-0</u>	<u>1,3-BUTADIENE</u>
<u>104-15-4</u>	<u>p-TOLUENESULFONIC ACID</u>	<u>107-02-8</u>	<u>ACROLEIN</u>
<u>104-51-8</u>	<u>BUTYLBENZENE</u>	<u>107-05-1</u>	<u>ALLYL CHLORIDE</u>
<u>104-72-3</u>	<u>DECYLBENZENE</u>	<u>107-06-2</u>	<u>1,2-DICHLOROETHANE</u>
<u>104-75-6</u>	<u>2-ETHYLHEXYLAMINE</u>	<u>107-07-3</u>	<u>ETHYLENE CHLOROXYDRIN</u>
<u>104-76-7</u>	<u>2-ETHYLHEXANOL</u>	<u>107-10-8</u>	<u>PROPYLAMINE</u>
<u>104-78-9</u>	<u>3-(D-IETHYLAMINO)PROPYLAMINE</u>	<u>107-11-9</u>	<u>ALLYLAMINE</u>
<u>104-88-1</u>	<u>P-CHLOROBENZALDEHYDE</u>	<u>107-12-0</u>	<u>PROPIONITRILE</u>
<u>104-89-2</u>	<u>2-METHYL-5-ETHYLPYRIDINE</u>	<u>107-13-1</u>	<u>ACRYLONITRILE</u>
<u>104-90-5</u>	<u>2-METHYL-5-ETHYLPYRIDINE</u>	<u>107-15-3</u>	<u>ETHYLENEDIAMINE</u>
<u>104-94-9</u>	<u>P-ANISIDINE</u>	<u>107-16-4</u>	<u>FORMALDEHYDE CYANOXYDRIN</u>
<u>105-05-5</u>	<u>P-DIETHYL BENZENE</u>	<u>107-18-6</u>	<u>ALLYL ALCOHOL</u>
<u>105-30-6</u>	<u>METHYL ISOBUTYL CARBINOL</u>	<u>107-19-7</u>	<u>PROPARGYL ALCOHOL</u>
<u>105-37-3</u>	<u>ETHYL PROPIONATE</u>	<u>107-20-0</u>	<u>CHLOROACETALDEHYDE</u>
<u>105-38-4</u>	<u>VINYL PROPIONATE</u>	<u>107-21-1</u>	<u>ETHYLENE GLYCOL PARTICULATE AND VAPOR</u>
<u>105-39-5</u>	<u>ETHYL CHLOROACETATE</u>	<u>107-25-5</u>	<u>VINYL METHYL ETHER</u>
<u>105-45-3</u>	<u>METHYL ACETOACETATE</u>	<u>107-27-7</u>	<u>CHLOROETHYLMERCURY</u>
<u>105-46-4</u>	<u>sec-BUTYL ACETATE</u>	<u>107-30-2</u>	<u>CHLOROMETHYL METHYL ETHER</u>
<u>105-54-4</u>	<u>ETHYL BUTYRATE</u>	<u>107-31-3</u>	<u>METHYL FORMATE</u>
<u>105-56-6</u>	<u>ETHYL CYANOACETATE</u>	<u>107-37-9</u>	<u>ALLYL TRICHLOROSILANE</u>
<u>105-57-7</u>	<u>ACETAL</u>	<u>107-39-1</u>	<u>2,4,4-TRIMETHYL-1-PENTENE</u>
<u>105-58-8</u>	<u>DIETHYL CARBONATE</u>	<u>107-40-4</u>	<u>2,4,4-TRIMETHYL-2-PENTENE</u>
<u>105-60-2</u>	<u>CAPROLACTAM DUST AND VAPOR</u>	<u>107-41-5</u>	<u>HEXYLENE GLYCOL</u>
<u>105-64-6</u>	<u>DIISOPROPYL PEROXYDICARBONATE</u>	<u>107-44-8</u>	<u>SARIN</u>
<u>105-66-8</u>	<u>N-PROPYL BUTYRATE</u>	<u>107-45-9</u>	<u>tert-OCTYLAMINE</u>
<u>105-74-8</u>	<u>DILAUROYL PEROXIDE</u>	<u>107-49-3</u>	<u>TEPP</u>
<u>106-20-7</u>	<u>BIS(2-ETHYLHEXYL)AMINE</u>	<u>107-66-4</u>	<u>DIBUTYL PHOSPHATE</u>
<u>106-32-1</u>	<u>ETHYL CAPRYLATE</u>	<u>107-71-1</u>	<u>tert-BUTYL PEROXYACETATE</u>
<u>106-35-4</u>	<u>ETHYL BUTYL KETONE</u>	<u>107-72-2</u>	<u>AMYL TRICHLOROSILANE</u>
<u>106-36-5</u>	<u>PROPYL PROPIONATE</u>	<u>107-83-5</u>	<u>ISOHEXANE</u>
<u>106-38-7</u>	<u>P-BROMOTOLUENE</u>	<u>107-84-6</u>	<u>ISOAMYL CHLORIDE</u>
<u>106-42-3</u>	<u>P-XYLENE</u>	<u>107-87-9</u>	<u>METHYL PROPYL KETONE</u>
<u>106-44-5</u>	<u>P-CRESOL</u>	<u>107-89-1</u>	<u>ACETALDOL</u>
<u>106-46-7</u>	<u>P-DICHLOROBENZENE</u>	<u>107-92-6</u>	<u>BUTYRIC ACID</u>
<u>106-48-9</u>	<u>P-CHLOROPHENOL</u>	<u>107-98-2</u>	<u>PROPYLENE GLYCOL METHYL ETHER</u>
<u>106-49-0</u>	<u>P-TOLUIDINE</u>	<u>108-01-0</u>	<u>2-(DIMETHYLAMINO) ETHANOL</u>
<u>106-50-3</u>	<u>P-PHENYLENE DIAMINE</u>	<u>108-03-2</u>	<u>1-NITROPROPANE</u>
<u>106-51-4</u>	<u>QUINONE</u>	<u>108-05-4</u>	<u>VINYL ACETATE</u>
<u>106-63-3</u>	<u>ETHYL AMYL KETONE</u>		

<u>108-08-7</u>	<u>2,4-DIMETHYLPENTANE</u>	<u>109-83-1</u>	<u>N-METHYLETHANOLAMINE</u>
<u>108-09-8</u>	<u>1,3-DIMETHYLBUTYLAMINE</u>	<u>109-86-4</u>	<u>METHYL CELLOSOLVE</u>
<u>108-10-1</u>	<u>METHYL ISOBUTYL KETONE</u>	<u>109-87-5</u>	<u>METHYLAL</u>
<u>108-16-7</u>	<u>N,N-DIMETHYLISOPROPANOLAMINE</u>	<u>109-89-7</u>	<u>DIETHYLAMINE</u>
<u>108-18-9</u>	<u>DIISOPROPYLAMINE</u>	<u>109-92-2</u>	<u>VINYL ETHYL ETHER</u>
<u>108-20-3</u>	<u>ISOPROPYL ETHER</u>	<u>109-93-3</u>	<u>DIVINYL ETHER</u>
<u>108-21-4</u>	<u>ISOPROPYL ACETATE</u>	<u>109-94-4</u>	<u>ETHYL FORMATE</u>
<u>108-22-5</u>	<u>ISOPROPENYL ACETATE</u>	<u>109-95-5</u>	<u>ETHYL NITRITE</u>
<u>108-23-6</u>	<u>ISOPROPYL CHLOROFORMATE</u>	<u>109-97-7</u>	<u>PYRROLE</u>
<u>108-24-7</u>	<u>ACETIC ANHYDRIDE</u>	<u>109-99-9</u>	<u>TETRAHYDROFURAN</u>
<u>108-31-6</u>	<u>MALEIC ANHYDRIDE</u>	<u>110-00-9</u>	<u>FURAN</u>
<u>108-38-3</u>	<u>m-XYLENE</u>	<u>110-02-1</u>	<u>THIOPHENE</u>
<u>108-39-4</u>	<u>M-CRESOL</u>	<u>110-05-4</u>	<u>DI-tert-BUTYL PEROXIDE</u>
<u>108-46-3</u>	<u>RESORCINOL</u>	<u>110-12-3</u>	<u>METHYL ISOAMYL KETONE</u>
<u>108-57-6</u>	<u>DIVINYL BENZENE</u>	<u>110-19-0</u>	<u>ISOBUTYL ACETATE</u>
<u>108-60-1</u>	<u>2,2-DICHLORO ISOPROPYL ETHER</u>	<u>110-22-5</u>	<u>DI-ACETYL PEROXIDE</u>
<u>108-62-3</u>	<u>METALDEHYDE</u>	<u>110-43-0</u>	<u>METHYL (N-AMYL) KETONE</u>
<u>108-83-8</u>	<u>DIISOBUTYL KETONE</u>	<u>110-49-6</u>	<u>2-METHOXYETHYL ACETATE</u>
<u>108-86-1</u>	<u>BROMOBENZENE</u>	<u>110-53-2</u>	<u>1-BROMOPENTANE</u>
<u>108-87-2</u>	<u>METHYLCYCLOHEXANE</u>	<u>110-54-3</u>	<u>HEXANE</u>
<u>108-88-3</u>	<u>TOLUENE</u>	<u>110-56-5</u>	<u>1,4-DICHLOROBUTANE</u>
<u>108-89-4</u>	<u>4-PICOLINE</u>	<u>110-57-6</u>	<u>TRANS-1,4-DICHLOROBUTENE</u>
<u>108-90-7</u>	<u>CHLOROBENZENE</u>	<u>110-58-7</u>	<u>AMYLAMINE</u>
<u>108-91-8</u>	<u>CYCLOHEXYLAMINE</u>	<u>110-62-3</u>	<u>VALERALDEHYDE</u>
<u>108-93-0</u>	<u>CYCLOHEXANOL</u>	<u>110-66-7</u>	<u>AMYL MERCAPTAN</u>
<u>108-94-1</u>	<u>CYCLOHEXENONE</u>	<u>110-67-8</u>	<u>3-METHOXYPROPIONITRILE</u>
<u>108-95-2</u>	<u>PHENOL</u>	<u>110-68-9</u>	<u>N-METHYLBUTYLAMINE</u>
<u>108-98-5</u>	<u>PHENYL MERCAPTAN</u>	<u>110-69-0</u>	<u>BUTYRALDOXIME</u>
<u>109-01-3</u>	<u>1-METHYL PIPERAZINE</u>	<u>110-71-4</u>	<u>ETHYLENE GLYCOL DIMETHYL ETHER</u>
<u>109-02-4</u>	<u>4-METHYLMORPHOLINE</u>	<u>110-74-7</u>	<u>PROPYL FORMATE</u>
<u>109-06-8</u>	<u>2-PICOLINE</u>	<u>110-75-8</u>	<u>VINYL-2-CHLOROETHYL ETHER</u>
<u>109-08-0</u>	<u>2-METHYLPYRAZINE</u>	<u>110-80-5</u>	<u>2-ETHOXYETHANOL</u>
<u>109-21-7</u>	<u>BUTYL BUTYRATE</u>	<u>110-82-7</u>	<u>CYCLOHEXANE</u>
<u>109-52-4</u>	<u>PENTANOIC ACID</u>	<u>110-83-8</u>	<u>CYCLOHEXENE</u>
<u>109-53-5</u>	<u>VINYL ISOBUTYL ETHER</u>	<u>110-85-0</u>	<u>PIPERAZINE</u>
<u>109-55-7</u>	<u>3-(DIMETHYLAMINO)-PROPYLAMINE</u>	<u>110-86-1</u>	<u>PYRIDINE</u>
<u>109-59-1</u>	<u>ETHYLENE GLYCOL ISOPROPYL ETHER</u>	<u>110-87-2</u>	<u>DIHYDROPYRAN</u>
<u>109-60-4</u>	<u>N-PROPYL ACETATE</u>	<u>110-88-3</u>	<u>TRIOXANE</u>
<u>109-61-5</u>	<u>PROPYL CHLOROFORMATE</u>	<u>110-89-4</u>	<u>PIPERIDINE</u>
<u>109-63-7</u>	<u>BORON TRIFLUORIDE ETHERATE</u>	<u>110-91-8</u>	<u>MORPHOLINE</u>
<u>109-65-9</u>	<u>BUTYL BROMIDE</u>	<u>110-96-3</u>	<u>DIISOBUTYLAMINE</u>
<u>109-66-0</u>	<u>PENTANE</u>	<u>110-97-4</u>	<u>DIISOPROPANOLAMINE</u>
<u>109-67-1</u>	<u>1-PENTENE</u>	<u>111-15-9</u>	<u>2-ETHOXYETHYL ACETATE</u>
<u>109-69-3</u>	<u>BUTYL CHLORIDE</u>	<u>111-26-2</u>	<u>HEXYLAMINE</u>
<u>109-73-9</u>	<u>BUTYLAMINE</u>	<u>111-30-8</u>	<u>GLUTARALDEHYDE</u>
<u>109-74-0</u>	<u>BUTYRONITRILE</u>	<u>111-34-2</u>	<u>VINYL BUTYL ETHER</u>
<u>109-76-2</u>	<u>1,3-PROPANEDIAMINE</u>	<u>111-36-4</u>	<u>N-BUTYL ISOCYANATE</u>
<u>109-77-3</u>	<u>MALONONITRILE</u>	<u>111-40-0</u>	<u>DIETHYLENE TRIAMINE</u>
<u>109-78-4</u>	<u>ETHYLENE CYANOHYDRIN</u>	<u>111-41-1</u>	<u>(2-AMINOETHYL) ETHANOLAMINE</u>
<u>109-79-5</u>	<u>BUTYL MERCAPTAN</u>	<u>111-42-2</u>	<u>DIETHANOLAMINE</u>

<u>111-43-3</u>	<u>PROPYL ETHER</u>	<u>119-93-7</u>	<u>3,3'-DIMETHYLBENZIDINE</u>
<u>111-44-4</u>	<u>DICHLOROETHYL ETHER</u>	<u>120-58-1</u>	<u>ISOSAFROLE</u>
<u>111-48-8</u>	<u>THIODIGLYCOL</u>	<u>120-71-8</u>	<u>P-CRESIDINE</u>
<u>111-50-2</u>	<u>ADIPOYL CHLORIDE</u>	<u>120-80-9</u>	<u>CATECHOL (PYROCATECHOL)</u>
<u>111-64-8</u>	<u>CAPRYLYL CHLORIDE</u>	<u>120-82-1</u>	<u>1,2,4-TRICHLOROBENZENE</u>
<u>111-65-9</u>	<u>OCTANE</u>	<u>120-92-3</u>	<u>CYCLOPENTANONE</u>
<u>111-66-0</u>	<u>1-OCTENE</u>	<u>120-94-5</u>	<u>METHYLPYRROLIDINE</u>
<u>111-68-2</u>	<u>HEPTYLAMINE</u>	<u>121-14-2</u>	<u>DINITROTOLUENE</u>
<u>111-69-3</u>	<u>ADIPONITRILE</u>	<u>121-43-7</u>	<u>METHYL BORATE</u>
<u>111-76-2</u>	<u>2-BUTOXY ETHANOL</u>	<u>121-44-8</u>	<u>TRIETHYLAMINE</u>
<u>111-77-3</u>	<u>DIETHYLENE GLYCOL METHYL ETHER</u>	<u>121-45-9</u>	<u>TRIMETHYL PHOSPHITE</u>
<u>111-84-2</u>	<u>NONANE</u>	<u>121-46-0</u>	<u>NORBORNADIENE</u>
<u>111-86-4</u>	<u>OCTYLAMINE</u>	<u>121-69-7</u>	<u>DIMETHYLANILINE</u>
<u>111-88-6</u>	<u>1-OCTANETHIOL</u>	<u>121-73-3</u>	<u>M-CHLORONITROBENZENE</u>
<u>111-91-1</u>	<u>BIS(2-CHLOROETHYL) FORMAL</u>	<u>121-75-5</u>	<u>MALATHION</u>
<u>111-92-2</u>	<u>DIBUTYLAMINE</u>	<u>121-82-4</u>	<u>CYCLONITE</u>
<u>112-04-9</u>	<u>OCTADECYL TRICHLOROSILANE</u>	<u>122-14-5</u>	<u>FENITROTHION</u>
<u>112-24-3</u>	<u>TRIETHYLENETETRAMINE</u>	<u>122-20-3</u>	<u>TRIISOPROPANOLAMINE</u>
<u>112-26-5</u>	<u>TRIGLYCOL DICHLORIDE</u>	<u>122-39-4</u>	<u>DIPHENYLAMINE</u>
<u>112-57-2</u>	<u>TETRAETHYLENE PENTAMINE</u>	<u>122-51-0</u>	<u>ETHYL ORTHOFORMATE</u>
<u>112-58-3</u>	<u>HEXYL ETHER</u>	<u>122-60-1</u>	<u>PHENYL GLYCIDYL ETHER (PGE)</u>
<u>112-98-1</u>	<u>DIBUTOXY TETRAGLYCOL</u>	<u>122-66-7</u>	<u>HYDRAZOBENZENE</u>
<u>114-26-1</u>	<u>DDVP</u>	<u>122-82-7</u>	<u>ACETOACET-p-PHENETIDIDE</u>
<u>115-02-6</u>	<u>AZASERINE</u>	<u>122-98-5</u>	<u>N-PHENYLETHANOLAMINE</u>
<u>115-07-1</u>	<u>PROPYLENE</u>	<u>123-00-2</u>	<u>4-AMINOPROPYL MORPHOLINE</u>
<u>115-09-3</u>	<u>MERCURYMETHYLCHLORIDE</u>	<u>123-04-6</u>	<u>2-ETHYLHEXYL CHLORIDE</u>
<u>115-10-6</u>	<u>METHYL ETHER</u>	<u>123-05-7</u>	<u>2-ETHYLHEXANAL</u>
<u>115-11-7</u>	<u>2-METHYLPROPENE</u>	<u>123-07-9</u>	<u>P-ETHYLPHENOL</u>
<u>115-19-5</u>	<u>3-METHYL BUTYNOL</u>	<u>123-15-9</u>	<u>2-METHYLVALERALDEHYDE</u>
<u>115-21-9</u>	<u>TRICHLOROETHYLSILANE</u>	<u>123-17-1</u>	<u>2,6,8-TRIMETHYL-4-NONANOL</u>
<u>115-26-4</u>	<u>DIMEFOX</u>	<u>123-19-3</u>	<u>DIPROPYL KETONE</u>
<u>115-28-6</u>	<u>CHLORENDIC ACID</u>	<u>123-20-6</u>	<u>VINYL BUTYRATE</u>
<u>115-29-7</u>	<u>ENDOSULFAN</u>	<u>123-31-9</u>	<u>HYDROQUINONE</u>
<u>115-76-4</u>	<u>2,2-DIETHYL-1,3-PROPANEDIOL</u>	<u>123-38-6</u>	<u>PROPIONALDEHYDE</u>
<u>115-84-4</u>	<u>2-ETHYL-2-BUTYL-1,3-PROPANEDIOL</u>	<u>123-42-2</u>	<u>DIACETONE ALCOHOL</u>
<u>115-86-6</u>	<u>TRIPHENYL PHOSPHATE</u>	<u>123-54-6</u>	<u>ACETYL ACETONE</u>
<u>115-90-2</u>	<u>FENSULFOTHION</u>	<u>123-62-6</u>	<u>PROPIONIC ANHYDRIDE</u>
<u>116-02-9</u>	<u>3,3,5-TRIMETHYL-1-CYCLOHEXANOL</u>	<u>123-63-7</u>	<u>PARALDEHYDE</u>
<u>116-14-3</u>	<u>TETRAFLUOROETHYLENE</u>	<u>123-66-0</u>	<u>ETHYL CAPROATE</u>
<u>116-60-3</u>	<u>ALDICARB</u>	<u>123-72-8</u>	<u>N-BUTYRALDEHYDE</u>
<u>117-79-3</u>	<u>2-AMINO-ANTHRAQUINONE</u>	<u>123-73-9</u>	<u>CROTONALDEHYDE</u>
<u>117-81-7</u>	<u>DI(2-ETHYLHEXYL) PHTHALATE</u>	<u>123-75-1</u>	<u>PYRROLIDINE</u>
<u>118-52-5</u>	<u>1,3-DICHLORO-5,5-DIMETHYL HYDANTOIN</u>	<u>123-81-9</u>	<u>GLYCOL DIMERCAPTOACETATE</u>
<u>118-74-1</u>	<u>HEXACHLOROBENZENE</u>	<u>123-86-4</u>	<u>N-BUTYL ACETATE</u>
<u>118-96-7</u>	<u>TRINITROTOLUENE</u>	<u>123-91-1</u>	<u>1,4-DIOXANE</u>
<u>119-38-0</u>	<u>ISOPROPYLMETHYLPYRAZOLYL DIMETHYLCARBAMATE</u>	<u>123-92-2</u>	<u>ISOAMYL ACETATE</u>
<u>119-42-6</u>	<u>O-CYCLOHEXYLPHENOL</u>	<u>124-13-0</u>	<u>CAPRYLALDEHYDE</u>
<u>119-90-4</u>	<u>3,3'-DIMETHOXYBENZIDINE</u>	<u>124-16-3</u>	<u>1-(BUTOXYETHOXY)-2-PROPANOL</u>
		<u>124-38-9</u>	<u>CARBON DIOXIDE</u>
		<u>124-40-3</u>	<u>DIMETHYLAMINE</u>

<u>124-65-2</u>	<u>SODIUM CACODYLATE</u>	<u>141-78-6</u>	<u>ETHYL ACETATE</u>
<u>124-68-5</u>	<u>2-AMINO-2-METHYL-1-PROPANOL</u>	<u>141-79-7</u>	<u>MESITYL OXIDE</u>
<u>124-87-8</u>	<u>PICROTOXIN</u>	<u>141-91-3</u>	<u>2,6-DIMETHYLMORPHOLINE</u>
<u>126-33-0</u>	<u>SULFOLANE</u>	<u>141-93-5</u>	<u>M-DIETHYL BENZENE</u>
<u>126-39-6</u>	<u>2-METHYL-2-ETHYL-1,3-DIOXOLANE</u>	<u>141-97-9</u>	<u>ETHYL ACETOACETATE</u>
<u>126-72-7</u>	<u>TRIS(2,3-DIBROMOPROPYL)PHOSPHATE</u>	<u>142-04-1</u>	<u>ANILINE HYDROCHLORIDE</u>
<u>126-73-8</u>	<u>TRIBUTYL PHOSPHATE</u>	<u>142-29-0</u>	<u>CYCLOPENTENE</u>
<u>126-85-2</u>	<u>NITROGEN MUSTARD N-OXIDE</u>	<u>142-59-6</u>	<u>ETHYLENE BIS DITHIOCARBAMATE</u>
<u>126-98-7</u>	<u>METHYLACRYLONITRILE</u>	<u>142-62-1</u>	<u>CAPROIC ACID</u>
<u>126-99-8</u>	<u>CHLOPOPRENE</u>	<u>142-64-3</u>	<u>PIPERAZINE DIHYDROCHLORIDE</u>
<u>127-00-4</u>	<u>1-CHLORO-2-PROPANOL</u>	<u>142-68-7</u>	<u>PENTAMETHYLENE OXIDE</u>
<u>127-18-4</u>	<u>TETRACHLOROETHYLENE</u>	<u>142-82-5</u>	<u>HEPTANE (N-HEPTANE)</u>
<u>127-19-5</u>	<u>DIMETHYL ACETAMIDE</u>	<u>142-83-6</u>	<u>2,4-HEXADIENAL</u>
<u>128-37-0</u>	<u>BUTYLATED HYDROXYTOLUENE (BHT)</u>	<u>142-84-7</u>	<u>DIPROPYLAMINE</u>
<u>128-44-9</u>	<u>SODIUM SACCHARIN</u>	<u>142-92-7</u>	<u>sec-HEXYL ACETATE</u>
<u>129-06-6</u>	<u>WARFARIN SODIUM</u>	<u>142-96-1</u>	<u>DIBUTYL ETHER</u>
<u>129-15-7</u>	<u>2-METHYL-1-NITROANTHRAQUINONE</u>	<u>143-16-8</u>	<u>DIHEXYLAMINE</u>
<u>131-11-3</u>	<u>N,N-DIMETHYLPHTHALATE</u>	<u>143-33-9</u>	<u>SODIUM CYANIDE</u>
<u>131-17-9</u>	<u>DIALLYL PHTHALATE</u>	<u>143-50-0</u>	<u>KEPONE</u>
<u>133-06-2</u>	<u>CAPTAN</u>	<u>144-49-0</u>	<u>FLUOROACETIC ACID</u>
<u>134-29-2</u>	<u>O-ANISIDINE HYDROCHLORIDE</u>	<u>144-62-7</u>	<u>OXALIC ACID</u>
<u>134-32-7</u>	<u>1-NAPHTHYLAMINE</u>	<u>148-01-6</u>	<u>DINITOLMIDE</u>
<u>135-01-3</u>	<u>O-DIETHYL BENZENE</u>	<u>148-82-3</u>	<u>MELPHALAN</u>
<u>135-02-4</u>	<u>O-METHOXYBENZALDEHYDE</u>	<u>149-31-5</u>	<u>2-METHYL-1,3-PENTANEDIOL</u>
<u>135-20-6</u>	<u>CUPFERRON</u>	<u>149-74-6</u>	<u>DICHLOROMETHYLPHENYLSILANE</u>
<u>135-88-6</u>	<u>N-PHENYL-beta-NAPHTHYLAMINE</u>	<u>150-76-5</u>	<u>4-METHOXYPHENOL</u>
<u>135-98-8</u>	<u>sec-BUTYLBENZENE</u>	<u>151-38-2</u>	<u>METHOXYETHYLMERCURIC ACETATE</u>
<u>136-40-3</u>	<u>PHENAZOPYRIDINE HYDROCHLORIDE</u>	<u>151-50-8</u>	<u>POTASSIUM CYANIDE</u>
<u>136-78-7</u>	<u>CRAG HERBICIDE</u>	<u>151-56-4</u>	<u>ETHYLENEIMINE</u>
<u>136-81-2</u>	<u>O-AMYL PHENOL</u>	<u>151-67-7</u>	<u>2-BROMO-2-CHLORO-1,1,1-TRIFLUOROETHANE</u>
<u>137-05-3</u>	<u>METHYL 2-CYANOACRYLATE</u>	<u>152-16-9</u>	<u>DIPHOSPHORAMIDE, OCTAMETHYL-</u>
<u>137-26-8</u>	<u>THIRAM</u>	<u>154-93-8</u>	<u>N,N'-BIS(2-CHLOROETHYL)-N-NITROUREA</u>
<u>137-32-6</u>	<u>2-METHYL-1-BUTANOL</u>	<u>156-10-5</u>	<u>P-NITROSODIPHENYLAMINE</u>
<u>138-22-7</u>	<u>N-BUTYL LACTATE</u>	<u>156-43-4</u>	<u>P-PHENETIDINE</u>
<u>139-13-9</u>	<u>NITRILOTRIACETIC ACID (NTA)</u>	<u>156-59-2</u>	<u>DICHLOROETHYLENE-CIS</u>
<u>139-65-1</u>	<u>4,4'-THIODIANILINE</u>	<u>156-60-5</u>	<u>DICHLOROETHYLENE-TRANS</u>
<u>139-87-7</u>	<u>N-ETHYLDIETHANOLAMINE</u>	<u>156-62-7</u>	<u>CALCIUM CYANAMIDE</u>
<u>139-91-3</u>	<u>5-(MORPHOLINOMETHYL)-3-[(5-NITROFURFURYLIDENE)AMINO]-2-OXAZOLIDINONE</u>	<u>156-87-6</u>	<u>3-AMINOPROPANOL</u>
<u>140-29-4</u>	<u>BENZYL CYANIDE</u>	<u>189-55-9</u>	<u>DIBENZO(A,I)PYRENE</u>
<u>140-31-8</u>	<u>1-(2-AMINOETHYL) PIPERAZINE</u>	<u>189-64-0</u>	<u>DIBENZO(A,H)PYRENE</u>
<u>140-57-8</u>	<u>ARAMITE</u>	<u>191-30-0</u>	<u>BENZO(A,L)PYRENE</u>
<u>140-76-1</u>	<u>PYRIDINE, 2-METHYL-5-VINYL</u>	<u>192-65-4</u>	<u>DIBENZO(A,E)PYRENE</u>
<u>140-88-5</u>	<u>ETHYL ACRYLATE</u>	<u>193-39-5</u>	<u>INDENO(1,2,3-CD)PYRENE</u>
<u>140-89-6</u>	<u>POTASSIUM XANTHATE</u>	<u>194-59-2</u>	<u>7H-DIEBENZO(C,G)CARBAZOLE</u>
<u>141-32-2</u>	<u>BUTYL ACRYLATE</u>	<u>205-82-3</u>	<u>BENZO(J)FLUORANTHENE</u>
<u>141-43-5</u>	<u>ETHANOLAMINE</u>	<u>205-99-2</u>	<u>BENZO(B)FLUORANTHENE</u>
<u>141-57-1</u>	<u>PROPYLTRICHLOROSILANE</u>	<u>207-08-9</u>	<u>BENZO(K)FLUORANTHENE</u>
<u>141-66-2</u>	<u>DICROTOPHOS</u>	<u>218-01-9</u>	<u>CHRYSENE</u>

<u>224-42-0</u>	<u>DIBENZ(A,J)ACRIDINE</u>	<u>463-51-4</u>	<u>KETENE</u>
<u>225-51-4</u>	<u>BENZ(C)ACRIDINE</u>	<u>463-58-1</u>	<u>CARBON OXYSULFIDE</u>
<u>226-36-8</u>	<u>DIBENZ(A,H)ACRIDINE</u>	<u>463-82-1</u>	<u>2,2-DIMETHYLPROPANE</u>
<u>287-23-0</u>	<u>CYCLOBUTANE</u>	<u>464-06-2</u>	<u>2,2,3-TRIMETHYLBUTANE</u>
<u>287-92-3</u>	<u>CYCLOPENTANE</u>	<u>465-73-6</u>	<u>ISODRIN</u>
<u>291-64-5</u>	<u>CYCLOHEPTANE</u>	<u>470-90-6</u>	<u>CHLOROFENVINPHOS</u>
<u>297-78-9</u>	<u>ISOBENZAN</u>	<u>479-45-8</u>	<u>TETRYL</u>
<u>297-97-2</u>	<u>THIONAZIN</u>	<u>492-80-8</u>	<u>AURAMINE</u>
<u>298-00-0</u>	<u>METHYL PARATHION</u>	<u>494-03-1</u>	<u>N,N-BIS(2-CHLOROETHYL)-2-NAPHTHYLAMINE</u>
<u>298-02-2</u>	<u>PHORATE</u>		
<u>298-04-4</u>	<u>DISULFOTON</u>	<u>496-03-7</u>	<u>BUTYRALDOL</u>
<u>299-75-2</u>	<u>TREOSULPHAN</u>	<u>502-39-6</u>	<u>METHYLMERCURIC DICYANDIAMIDE</u>
<u>299-84-3</u>	<u>RONNEL</u>	<u>503-17-3</u>	<u>2-BUTYNE</u>
<u>299-86-5</u>	<u>CRUFOMATE</u>	<u>504-20-1</u>	<u>PHORONE</u>
<u>300-62-9</u>	<u>AMPHETAMINE</u>	<u>504-24-5</u>	<u>PYRIDINE, 4-AMINO</u>
<u>300-76-5</u>	<u>NALED</u>	<u>504-29-0</u>	<u>2-AMINOPYRIDINE</u>
<u>301-04-2</u>	<u>LEAD ACETATE</u>	<u>504-60-9</u>	<u>1,3-PENTADIENE (Mixed cis and trans Isomers)</u>
<u>302-01-2</u>	<u>HYDRAZINE</u>		
<u>302-70-5</u>	<u>NITROGEN MUSTARD N-OXIDE</u>	<u>505-60-2</u>	<u>MUSTARD GAS</u>
	<u>HYDROCHLORIDE</u>	<u>506-61-6</u>	<u>POTASSIUM SILVER CYANIDE</u>
<u>303-34-4</u>	<u>LASIOCARPINE</u>	<u>506-68-3</u>	<u>CYANOGEN BROMIDE</u>
<u>305-03-3</u>	<u>CHLORAMBUCIL</u>	<u>506-77-4</u>	<u>CYANOGEN CHLORIDE</u>
<u>309-00-2</u>	<u>ALDRIN</u>	<u>506-78-5</u>	<u>CYANOGEN IODIDE</u>
<u>314-40-9</u>	<u>BROMACIL</u>	<u>507-20-0</u>	<u>tert-BUTYL CHLORIDE</u>
<u>315-18-4</u>	<u>MEXACARBAMATE</u>	<u>507-70-0</u>	<u>BORNEOL</u>
<u>315-22-0</u>	<u>MONOCROTALINE</u>	<u>509-14-8</u>	<u>TETRANITROMETHANE</u>
<u>316-42-7</u>	<u>EMETINE, DIHYDROCHLORIDE</u>	<u>510-15-6</u>	<u>CHLOROBENZILATE</u>
<u>319-84-6</u>	<u>alpha-HEXACHLOROCYCLOHEXANE</u>	<u>513-35-9</u>	<u>2-METHYL-2-BUTENE</u>
<u>319-85-7</u>	<u>beta-HEXACHLOROCYCLOHEXANE</u>	<u>513-36-0</u>	<u>ISOBUTYL CHLORIDE</u>
<u>327-98-0</u>	<u>TRICHLORONATE</u>	<u>513-37-1</u>	<u>DIMETHYL VINYL CHLORIDE</u>
<u>330-54-1</u>	<u>DIURON</u>	<u>513-42-8</u>	<u>METHALLYL ALCOHOL</u>
<u>333-41-5</u>	<u>DIAZINON</u>	<u>513-53-1</u>	<u>2-BUTANETHIOL</u>
<u>334-88-3</u>	<u>DIAZOMETHANE</u>	<u>514-73-8</u>	<u>DITHIAZANINE IODIDE</u>
<u>353-36-6</u>	<u>ETHYL FLUORIDE</u>	<u>528-29-0</u>	<u>0-DINITROBENZENE</u>
<u>353-42-4</u>	<u>BORON TRIFLUORIDE COMPOUND WITH METHYL ETHER (1:1)</u>	<u>531-76-0</u>	<u>MERPHALAN</u>
		<u>531-82-8</u>	<u>N-(4-(5 NITRO-2-FURYL)2-THIAZOLYL) ACETAMIDE</u>
<u>353-50-4</u>	<u>CARBONYL FLUORIDE</u>		
<u>359-06-8</u>	<u>FLUOROACETYL CHLORIDE</u>	<u>532-27-4</u>	<u>alpha-CHLOROACETOPHENONE</u>
<u>366-70-1</u>	<u>PROCARBAZINE HYDROCHLORIDE</u>	<u>534-07-6</u>	<u>BIS(CHLOROMETHYL) KETONE</u>
<u>371-62-0</u>	<u>ETHYLENE FLUOROXYDRIN</u>	<u>534-22-5</u>	<u>2-METHYL FURAN</u>
<u>372-09-8</u>	<u>CYANOACETIC ACID</u>	<u>534-52-1</u>	<u>DINITRO-0-CRESOL</u>
<u>373-02-4</u>	<u>NICKEL ACETATE</u>	<u>535-89-7</u>	<u>CRIMIDINE</u>
<u>379-79-3</u>	<u>ERGOTAMINE TARTRATE</u>	<u>538-07-8</u>	<u>ETHYLBIS(2-CHLOROETHYL) AMINE</u>
<u>420-04-2</u>	<u>CYANAMIDE</u>	<u>538-93-2</u>	<u>ISOBUTYLBENZENE</u>
<u>431-03-8</u>	<u>2,3-BUTANEDIONE</u>	<u>540-54-5</u>	<u>PROPYL CHLORIDE</u>
<u>434-07-1</u>	<u>OXYMETHOLONE</u>	<u>540-59-0</u>	<u>ACETYLENE DICHLORIDE</u>
<u>443-48-1</u>	<u>METRONIDAZOLE</u>	<u>540-67-0</u>	<u>METHYL ETHYL ETHER</u>
<u>446-86-6</u>	<u>AZATHIOPRINE</u>	<u>540-73-8</u>	<u>1,2-DIMETHYLHYDRAZINE</u>
<u>460-19-5</u>	<u>CYANOGEN</u>	<u>540-84-1</u>	<u>ISOCTANE</u>
<u>462-06-6</u>	<u>FLUOROBENZENE</u>	<u>540-88-5</u>	<u>tert-BUTYL ACETATE</u>

<u>541-25-3</u>	<u>LEWISITE</u>	<u>590-18-1</u>	<u>2-BUTENE-cis</u>
<u>541-41-3</u>	<u>ETHYL CHLOROFORMATE</u>	<u>590-21-6</u>	<u>1-CHLOROPROPYLENE</u>
<u>541-53-7</u>	<u>DITHIOBIURET</u>	<u>590-86-3</u>	<u>ISOPENTALDEHYDE</u>
<u>541-85-5</u>	<u>ETHYL sec-AMYL KETONE</u>	<u>590-88-5</u>	<u>1,3-BUTANEDIAMINE</u>
<u>542-18-7</u>	<u>CYCLOHEXYL CHLORIDE</u>	<u>590-96-5</u>	<u>METHYLAZOXYMETHANOL</u>
<u>542-55-2</u>	<u>ISOBUTYL FORMATE</u>	<u>591-21-9</u>	<u>1,3-DIMETHYL CYCLOHEXANE</u>
<u>542-58-5</u>	<u>2-CHLOROETHYL ACETATE</u>	<u>591-47-9</u>	<u>4-METHYCYCLOHEXENE</u>
<u>542-75-6</u>	<u>1,3-DICHLOROPROPENE</u>	<u>591-76-4</u>	<u>ISOHEPTANE</u>
<u>542-76-7</u>	<u>PROPIONITRITE, 3-CHLORO-</u>	<u>591-78-6</u>	<u>METHYL BUTYL KETONE</u>
<u>542-88-1</u>	<u>BIS(CHLOROMETHYL)ETHER</u>	<u>591-87-7</u>	<u>ALLYL ACETATE</u>
<u>542-90-5</u>	<u>ETHYLTHIOCYANATE</u>	<u>591-97-9</u>	<u>1-CROTYL CHLORIDE</u>
<u>542-92-7</u>	<u>1,3-CYCLOPENTADIENE</u>	<u>592-01-8</u>	<u>CALCIUM CYANIDE</u>
<u>543-59-9</u>	<u>1-CHLOROPENTANE</u>	<u>592-04-1</u>	<u>MERCURIC CYANIDE</u>
<u>544-10-5</u>	<u>1-CHLOROHEXANE</u>	<u>592-41-6</u>	<u>1-HEXENE</u>
<u>552-30-7</u>	<u>TRIMELLITIC ANHYDRIDE</u>	<u>592-43-8</u>	<u>2-HEXENE (Mixed cis & trans Isomers)</u>
<u>554-12-1</u>	<u>METHYL PROPIONATE</u>	<u>592-45-0</u>	<u>1,4-HEXADIENE</u>
<u>555-77-1</u>	<u>TRIS(2-CHLOROETHYL)AMINE</u>	<u>592-62-1</u>	<u>METHYLAZOXYMETHANOL ACETATE</u>
<u>555-84-0</u>	<u>1-(5-NITROFURFURYLIDENE)AMINO)-2-</u> <u>IMIDAZOLIDINONE</u>	<u>592-84-7</u>	<u>BUTYL FORMATE</u>
<u>556-52-5</u>	<u>GLYCIDOL</u>	<u>592-87-0</u>	<u>LEAD THIOCYANATE</u>
<u>556-61-6</u>	<u>METHYL ISOTHIOCYANATE</u>	<u>593-60-2</u>	<u>VINYL BROMIDE</u>
<u>556-64-9</u>	<u>METHYL THIOCYANATE</u>	<u>594-27-4</u>	<u>TETRAMETHYL TIN</u>
<u>557-17-5</u>	<u>METHYL-N-PROPYL ETHER</u>	<u>594-36-5</u>	<u>tert-AMYL CHLORIDE</u>
<u>557-20-0</u>	<u>DIETHYL ZINC</u>	<u>594-42-3</u>	<u>PERCHLOROMETHYL MERCAPTAN</u>
<u>557-40-4</u>	<u>ALLYL ETHER</u>	<u>594-56-9</u>	<u>2,3,3-TRIMETHYL-1-BUTENE</u>
<u>557-98-2</u>	<u>2-CHLOROPROPYLENE</u>	<u>594-71-8</u>	<u>2-CHLORO-2-NITROPROPANE</u>
<u>558-13-4</u>	<u>CARBON TETRABROMIDE</u>	<u>594-72-9</u>	<u>1,1-DICHLORO-1-NITROETHANE</u>
<u>558-25-8</u>	<u>METHANESULFONYL FLUORIDE</u>	<u>595-44-8</u>	<u>1,1-DICHLORO-1-NITROPROPANE</u>
<u>560-21-4</u>	<u>2,3,3-TRIMETHYLPENTANE</u>	<u>595-90-4</u>	<u>TETRAPHENYLTIN</u>
<u>563-12-2</u>	<u>ETHION</u>	<u>597-64-8</u>	<u>TETRAETHYLTIN</u>
<u>563-41-7</u>	<u>SEMICARBAZIDE HYDROCHLORIDE</u>	<u>598-75-4</u>	<u>3-METHYL-2-BUTANOL</u>
<u>563-43-9</u>	<u>ETHYLALUMINUM DICHLORIDE</u>	<u>598-92-5</u>	<u>1-CHLORO-1-NITROETHANE</u>
<u>563-45-1</u>	<u>3-METHYL-1-BUTENE</u>	<u>598-96-9</u>	<u>3,4,4-TRIMETHYL-2-PENTENE</u>
<u>563-46-2</u>	<u>2-METHYL-1-BUTENE (TECHNICAL)</u>	<u>600-25-9</u>	<u>1-CHLORO-1-NITROPROPANE</u>
<u>563-47-3</u>	<u>METHALLYL CHLORIDE</u>	<u>602-87-9</u>	<u>NITROACENAPHTHENE</u>
<u>563-78-0</u>	<u>2,3-DIMETHYL-1-BUTENE</u>	<u>603-34-9</u>	<u>TRIPHENYL AMINE</u>
<u>563-79-1</u>	<u>2,3-DIMETHYL-2-BUTENE</u>	<u>608-73-1</u>	<u>BENZEN HEXACHLORIDE (BHC)</u>
<u>563-80-4</u>	<u>METHYL ISOPROPYL KETONE</u>	<u>609-26-7</u>	<u>2-METHYL-3-ETHYLPENTANE</u>
<u>564-02-3</u>	<u>2,2,3-TRIMETHYLPENTANE</u>	<u>613-29-6</u>	<u>N,N-DIBUTYLANILINE</u>
<u>565-59-3</u>	<u>2,3-DIMETHYLPENTANE</u>	<u>613-35-4</u>	<u>N,N'-DIACETYL BENZIDINE</u>
<u>565-76-4</u>	<u>2,3,4-TRIMETHYL-1-PENTENE</u>	<u>614-45-9</u>	<u>tert-BUTYL PERBENZOATE</u>
<u>569-61-9</u>	<u>CI BASIC RED 9 MONOHYDROCHLORIDE</u>	<u>614-78-8</u>	<u>THIOUREA, (2-METHYL-PHENYL)-</u>
<u>583-60-8</u>	<u>O-METHYLCYCLOHEXANONE</u>	<u>615-53-2</u>	<u>N-NITROSO-N-METHYLURETHANE</u>
<u>584-84-9</u>	<u>TOLUENE-2,4-DIISOCYANATE (TDI)</u>	<u>616-21-7</u>	<u>1,2-DICHLOROBUTANE</u>
<u>584-94-1</u>	<u>2,3-DIMETHYLHEXANE</u>	<u>616-29-5</u>	<u>1,3-DIAMINO-2-PROPANOL</u>
<u>589-34-4</u>	<u>3-METHYLHEXANE</u>	<u>616-38-6</u>	<u>METHYL CARBONATE</u>
<u>589-38-8</u>	<u>3-HEXANONE</u>	<u>616-45-5</u>	<u>2-PYRROLIDINONE</u>
<u>589-43-5</u>	<u>2,4-DIMETHYLHEXANE</u>	<u>617-51-6</u>	<u>ISOPROPYL LACTATE</u>
<u>589-90-2</u>	<u>1,4-DIMETHYLCYCLOHEXANE</u>	<u>617-89-0</u>	<u>FURFURYLAMINE</u>
<u>590-01-2</u>	<u>BUTYL PROPIONATE</u>	<u>621-64-7</u>	<u>N-NITROSODI-N-PROPYLAMINE</u>
		<u>621-77-2</u>	<u>TRIPENTYLAMINE</u>

<u>622-08-2</u>	<u>ETHYLENE GLYCOL MONOBENZYL ETHER</u>	<u>688-74-4</u>	<u>TRI-N-BUTYL BORATE</u>
<u>622-40-2</u>	<u>4-(2-HYDROXYETHYL) MORPHOLINE</u>	<u>689-97-4</u>	<u>VINYL ACETYLENE</u>
<u>623-42-7</u>	<u>METHYL BUTYRATE</u>	<u>691-37-2</u>	<u>4-METHYL-1-PENTENE</u>
<u>623-70-1</u>	<u>ETHYL CROTONATE</u>	<u>696-28-6</u>	<u>PHENYL DICHLOROARSINE</u>
<u>624-29-3</u>	<u>1,4-DIMETHYLCYCLOHEXANE-cis</u>	<u>702-03-4</u>	<u>N-(2-CYANOETHYL)CYCLOHEXYLAMINE</u>
<u>624-64-6</u>	<u>2-BUTENE-(E)</u>	<u>712-68-5</u>	<u>2-AMINO-5(5-NITRO-2-FURYL)-1,3,4-THIADIAZOLE</u>
<u>624-83-9</u>	<u>METHYL ISOCYANATE</u>	<u>732-11-6</u>	<u>PHOSMET</u>
<u>625-27-4</u>	<u>2-METHYL-2-PENTENE</u>	<u>759-73-9</u>	<u>N-NITROSO-N-ETHYLUREA</u>
<u>625-30-9</u>	<u>sec-AMYLAMINE</u>	<u>760-21-4</u>	<u>2-ETHYL-1-BUTENE</u>
<u>625-55-8</u>	<u>ISOPROPYL FORMATE</u>	<u>760-93-0</u>	<u>METHACRYLIC ANHYDRIDE</u>
<u>625-58-1</u>	<u>ETHYL NITRATE</u>	<u>763-29-1</u>	<u>2-METHYL-1-PENTENE</u>
<u>625-86-5</u>	<u>2,5-DIMETHYLFURAN</u>	<u>764-35-2</u>	<u>METHYL PROPYL ACETYLENE</u>
<u>626-17-5</u>	<u>M-PHTHALODINITRILE</u>	<u>765-34-4</u>	<u>GLYCIDALDEHYDE</u>
<u>626-23-3</u>	<u>DI-sec-BUTYLAMINE</u>	<u>772-54-3</u>	<u>N-BENZYLDIETHYLAMINE</u>
<u>626-38-0</u>	<u>sec-AMYL ACETATE</u>	<u>777-37-7</u>	<u>2-CHLORO-5-NITROBENZOTRIFLUORIDE</u>
<u>627-11-2</u>	<u>CHLOROETHYL CHLOROFORMATE</u>	<u>786-19-6</u>	<u>CARBOPHENOTHION</u>
<u>627-13-4</u>	<u>N-PROPYL NITRATE</u>	<u>794-93-4</u>	<u>PANFURAN S</u>
<u>627-19-0</u>	<u>1-PENTYNE</u>	<u>814-49-3</u>	<u>DIETHYL CHLOROPHOSPHATE</u>
<u>627-20-3</u>	<u>beta-AMYLENE-cis</u>	<u>814-68-6</u>	<u>ACRYLYL CHLORIDE</u>
<u>627-53-2</u>	<u>DIETHYL SELENIDE</u>	<u>814-78-8</u>	<u>METHYL ISOPROPENYL KETONE</u>
<u>628-32-0</u>	<u>ETHYL PROPYL ETHER</u>	<u>818-61-1</u>	<u>ETHYLENE GLYCOL MONOACRYLATE</u>
<u>628-37-5</u>	<u>DIETHYL PEROXIDE</u>	<u>821-08-9</u>	<u>DIVINYL ACETYLENE</u>
<u>628-63-7</u>	<u>N-AMYL ACETATE</u>	<u>822-06-0</u>	<u>HEXAMETHYLENE DIISOCYANATE (HDI)</u>
<u>628-76-2</u>	<u>1,5-DICHLOROPENTANE</u>	<u>824-11-3</u>	<u>TRIMETHYLOLPROPANE PHOSPHITE</u>
<u>628-81-9</u>	<u>ETHYL BUTYL ETHER</u>	<u>827-52-1</u>	<u>CYCLOHEXYLBENZENE</u>
<u>628-96-6</u>	<u>ETHYLENE GLYCOL DINITRATE</u>	<u>838-88-0</u>	<u>4,4'-METHYLENE BIS(2-METHYLANILINE)</u>
<u>629-14-1</u>	<u>ETHYLENE GLYCOL DIETHYL ETHER</u>	<u>869-29-4</u>	<u>ALLYLIDENE DIACETATE</u>
<u>630-08-0</u>	<u>CARBON MONOXIDE</u>	<u>871-27-2</u>	<u>DIETHYLALUMINUM HYDRIDE</u>
<u>630-60-4</u>	<u>QUABAIN</u>	<u>872-10-6</u>	<u>DIAMYL SULFIDE</u>
<u>636-21-5</u>	<u>ortho-TOLUIDINE HYDROCHLORIDE</u>	<u>872-50-4</u>	<u>1-METHYL-2-PYRROLIDONE</u>
<u>638-17-5</u>	<u>THIALDINE</u>	<u>900-95-8</u>	<u>STANNANE, ACETOXYTRIPHENYL-</u>
<u>638-21-1</u>	<u>PHENYLPHOSPHINE</u>	<u>919-86-8</u>	<u>DEMETON-S-METHYL</u>
<u>638-49-3</u>	<u>AMYL FORMATE</u>	<u>920-46-7</u>	<u>METHACRYLOYL CHLORIDE</u>
<u>638-56-2</u>	<u>BIS (2-(2-CHLOROETHOXY)ETHYL) ETHER</u>	<u>924-16-3</u>	<u>N-NITROSODI-N-BUTYLAMINE</u>
<u>639-58-7</u>	<u>TRIPHENYLTIN CHLORIDE</u>	<u>926-56-7</u>	<u>4-METHYL-1,3-PENTADIENE</u>
<u>640-19-7</u>	<u>FLUOROACETAMIDE</u>	<u>926-57-8</u>	<u>1,3-DICHLOROBUTENE-2</u>
<u>643-28-7</u>	<u>N-ISOPROPYLANILINE</u>	<u>926-65-8</u>	<u>VINYL ISOPROPYL ETHER</u>
<u>643-58-3</u>	<u>2-METHYLBIPHENYL</u>	<u>927-07-1</u>	<u>tert-BUTYL PEROXYPIVALATE</u>
<u>644-64-4</u>	<u>DIMETILAN</u>	<u>927-80-0</u>	<u>ETHOXYACETYLENE</u>
<u>645-62-5</u>	<u>2-ETHYL-3-PROPYLACROLEIN</u>	<u>928-45-0</u>	<u>BUTYL NITRATE</u>
<u>646-04-8</u>	<u>2-PENTANE(E)</u>	<u>928-55-2</u>	<u>PROPENYL ETHYL ETHER</u>
<u>671-16-9</u>	<u>PROCARBAZINE</u>	<u>930-22-3</u>	<u>BUTADIENE MONOXIDE</u>
<u>674-82-8</u>	<u>DIKETEN</u>	<u>930-55-2</u>	<u>N-NITROSOPYRROLIDINE</u>
<u>675-14-9</u>	<u>CYANURIC FLUORIDE</u>	<u>944-22-9</u>	<u>FONOFOS</u>
<u>676-97-1</u>	<u>METHYL PHOSPHONIC DICHLORIDE</u>	<u>947-02-4</u>	<u>PHOSFOLAN</u>
<u>680-31-9</u>	<u>HEXAMETHYL PHOSPHORAMIDE</u>	<u>950-10-7</u>	<u>MEPHOSFOLAN</u>
<u>681-84-5</u>	<u>METHYL SILICATE</u>	<u>950-37-8</u>	<u>METHIDATHION</u>
<u>684-16-2</u>	<u>HEXAFLUOROACETONE</u>	<u>991-42-4</u>	<u>NORBORMIDE</u>
<u>684-93-5</u>	<u>N-NITROSO-N-METHYLUREA</u>	<u>998-30-1</u>	<u>TRIETHOXSILANE</u>

<u>999-61-1</u>	<u>2-HYDROXYPROPYL ACRYLATE</u>	<u>1314-62-1</u>	<u>VANADIUM PENTOXIDE, DUST AND FUME</u>
<u>999-81-5</u>	<u>CHLORMEQUAT CHLORIDE</u>	<u>1314-80-3</u>	<u>PHOSPHORUS PENTASULFIDE</u>
<u>1002-16-0</u>	<u>AMYL NITRATE</u>	<u>1314-84-7</u>	<u>ZINC PHOSPHIDE</u>
<u>1031-47-6</u>	<u>TRIAMIPHOS</u>	<u>1314-85-8</u>	<u>PHOSPHORUS SESQUISULFIDE</u>
<u>1066-30-4</u>	<u>CHROMIUM ACETATE</u>	<u>1315-04-4</u>	<u>ANTIMONY PENTASULFIDE</u>
<u>1066-45-1</u>	<u>TRIMETHYLTIN CHLORIDE</u>	<u>1317-35-7</u>	<u>MANGANESE OXIDE</u>
<u>1067-20-5</u>	<u>3,3-DIETHYLPENTANE</u>	<u>1317-95-9</u>	<u>TRIPOLI DUST</u>
<u>1068-87-7</u>	<u>2,4-DIMETHYL-3-ETHYL PENTANE</u>	<u>1319-77-3</u>	<u>CRESOL</u>
<u>1103-86-9</u>	<u>ZINC POTASSIUM CHROMATE</u>	<u>1320-01-0</u>	<u>AMYL TOLUENE</u>
<u>1116-54-7</u>	<u>N-NITROSODIETHANOLAMINE</u>	<u>1320-21-4</u>	<u>PENTYL XYLYL ETHER</u>
<u>1116-70-7</u>	<u>TRIBUTYLALUMINUM</u>	<u>1321-60-4</u>	<u>TRIMETHYLCYCLOHEXANOL</u>
<u>1118-58-7</u>	<u>2-METHYL-1,3-PENTADIENE</u>	<u>1321-64-8</u>	<u>PENTACHLORONAPHTHALENE</u>
<u>1119-49-9</u>	<u>N-BUTYL ACETAMIDE</u>	<u>1321-65-9</u>	<u>TRICHLORONAPHTHALENE</u>
<u>1120-23-6</u>	<u>2, beta-BUTOXYETHOXYETHYL CHLORIDE</u>	<u>1327-53-3</u>	<u>ARSENOUS OXIDE</u>
<u>1120-71-4</u>	<u>1,3-PROPANE SULTONE</u>	<u>1330-20-7</u>	<u>XYLENE</u>
<u>1122-60-7</u>	<u>NITROCYCLOHEXANE</u>	<u>1330-43-4</u>	<u>BORATE, TETRA-ANHYDROUS</u>
<u>1124-33-0</u>	<u>PYRIDINE, 4-NITRO-, 1-OXIDE</u>	<u>1331-11-9</u>	<u>3-ETHOXYPROPIONIC ACID</u>
<u>1126-78-9</u>	<u>N-BUTYLANILINE</u>	<u>1331-28-8</u>	<u>CHLOROSTYRENE</u>
<u>1129-41-5</u>	<u>METOLCARB</u>	<u>1331-43-7</u>	<u>DIETHYLCYCLOHEXANE</u>
<u>1186-53-4</u>	<u>2,2,3,4-TETRAMETHYL PENTANE</u>	<u>1332-21-4</u>	<u>ASBESTOS DUST</u>
<u>1189-85-1</u>	<u>tert-BUTYL CHROMATE</u>	<u>1333-13-7</u>	<u>tert-BUTYL-M-CRESOL</u>
<u>1191-15-7</u>	<u>DIISOBUTYLALUMINUM HYDRIDE</u>	<u>1333-74-0</u>	<u>HYDROGEN</u>
<u>1195-42-2</u>	<u>ISOPROPYL CYCLOHEXYLAMINE</u>	<u>1333-82-0</u>	<u>CHROMIUM(VI) OXIDE (1:3)</u>
<u>1271-28-9</u>	<u>NICKELOCENE</u>	<u>1335-32-6</u>	<u>LEAD SUBACETATE</u>
<u>1300-73-8</u>	<u>XYLIDENE</u>	<u>1335-87-1</u>	<u>HEXACHLORONAPHTHALENE</u>
<u>1302-52-9</u>	<u>BERYL ORE</u>	<u>1335-88-2</u>	<u>TETRACHLORONAPHTHALENE</u>
<u>1303-28-2</u>	<u>ARSENIC PENTOXIDE</u>	<u>1336-36-3</u>	<u>POLYCHLORINATED BIPHENYLS</u>
<u>1303-33-9</u>	<u>ARSENIC TRISULFIDE</u>	<u>1338-23-4</u>	<u>METHYL ETHYL KETONE PEROXIDE</u>
<u>1303-86-2</u>	<u>BORON OXIDE</u>	<u>1341-24-8</u>	<u>CHLOROACETOPHENONE</u>
<u>1303-96-4</u>	<u>BORATE, TETRADECAHYDRATE</u>	<u>1344-95-2</u>	<u>CALCIUM SILICATE</u>
<u>1304-29-6</u>	<u>BARIUM PEROXIDE</u>	<u>1397-94-0</u>	<u>ANTIMYCIN A</u>
<u>1304-56-9</u>	<u>BERYLLIUM OXIDE</u>	<u>1420-04-8</u>	<u>CLONITRALID</u>
<u>1304-82-1</u>	<u>BISMUTH TELLURIDE</u>	<u>1420-07-1</u>	<u>DINOTERB</u>
<u>1305-62-0</u>	<u>CALCIUM HYDROXIDE</u>	<u>1464-53-5</u>	<u>DIEPOXYBUTANE</u>
<u>1305-78-8</u>	<u>CALCIUM OXIDE</u>	<u>1467-79-4</u>	<u>DIMETHYCYANAMIDE</u>
<u>1306-19-0</u>	<u>CADMIUM OXIDE</u>	<u>1477-55-0</u>	<u>M-XYLENE-ALPHA.ALPHA'-DIAMINE</u>
<u>1306-23-6</u>	<u>CADMIUM SULPHIDE</u>	<u>1552-12-1</u>	<u>1,5-CYCLOOCTADIENE</u>
<u>1308-38-9</u>	<u>CHROMIC OXIDE</u>	<u>1558-25-4</u>	<u>TRICHLORO(CHLOROMETHYL)SILANE</u>
<u>1309-37-1</u>	<u>IRON OXIDE FUME</u>	<u>1563-66-2</u>	<u>CARBOFURAN</u>
<u>1309-48-4</u>	<u>MAGNESIUM OXIDE FUME</u>	<u>1600-27-7</u>	<u>MERCURIC ACETATE</u>
<u>1309-64-4</u>	<u>ANTIMONY TRIOXIDE</u>	<u>1609-19-4</u>	<u>CHLORODIETHYLSILANE</u>
<u>1310-58-3</u>	<u>POTASSIUM HYDROXIDE</u>	<u>1615-80-1</u>	<u>1,2-DIETHYLHYDRAZINE</u>
<u>1310-73-2</u>	<u>SODIUM HYDROXIDE</u>	<u>1622-32-8</u>	<u>ETHANESULFONYL CHLORIDE, 2-CHLORO-</u>
<u>1312-73-8</u>	<u>POTASSIUM SULFIDE</u>	<u>1640-89-7</u>	<u>ETHYL CYCLOPENTANE</u>
<u>1313-60-6</u>	<u>SODIUM PEROXIDE</u>	<u>1642-54-2</u>	<u>DIETHYLCARBAMAZINE CITRATE</u>
<u>1313-99-1</u>	<u>NICKEL OXIDE</u>	<u>1653-19-6</u>	<u>2,3-DICHLOROBUTADIENE-1,3</u>
<u>1314-13-2</u>	<u>ZINC OXIDE FUME</u>	<u>1663-35-0</u>	<u>VINYL-2-METHOXYETHYL ETHER</u>
<u>1314-18-7</u>	<u>STRONTIUM PEROXIDE</u>	<u>1678-91-7</u>	<u>ETHYL CYCLOHEXANE</u>
<u>1314-20-1</u>	<u>THORIUM DIOXIDE</u>		

<u>1694-09-3</u>	<u>BENZYL VIOLET 3B</u>	<u>2540-82-1</u>	<u>FORMOTHION</u>
<u>1696-20-4</u>	<u>4-ACETYL MORPHOLINE</u>	<u>2551-62-4</u>	<u>SULFUR HEXAFLUORIDE</u>
<u>1746-01-6</u>	<u>2,3,7,8-TETRACHLORODIBENZO-P-DIOXIN</u>	<u>2570-26-5</u>	<u>PENTADECYLAMINE</u>
<u>1752-30-3</u>	<u>ACETONE THIOSEMICARBAZIDE</u>	<u>2587-90-8</u>	<u>PHOSPHOROTHIOIC ACID, 0,0-DIMETHYL-S-(2-METHYLTHIO)ETHYL ESTER</u>
<u>1789-58-8</u>	<u>ETHYL DICHLOROSILANE</u>	<u>2602-46-2</u>	<u>DIRECT BLUE 6</u>
<u>1809-19-4</u>	<u>DIBUTYL PHOSPHITE</u>	<u>2631-37-0</u>	<u>PROMECARB</u>
<u>1836-75-5</u>	<u>NITROFEN</u>	<u>2636-26-2</u>	<u>CYANOPHOS</u>
<u>1910-42-5</u>	<u>PARAQUAT DICHLORIDE</u>	<u>2642-71-9</u>	<u>AZINPHOS-ETHYL</u>
<u>1912-24-9</u>	<u>ATRAZINE</u>	<u>2646-17-5</u>	<u>1-(o-TOLYLAZO)-2-NAPHTHOL</u>
<u>1918-02-1</u>	<u>PICLORAM</u>	<u>2665-30-7</u>	<u>PHOSPHONOTHIOIC ACID, METHYL-,O-(NITROPHENYL)O-PHENYL ESTER</u>
<u>1929-82-4</u>	<u>NITRAPYRIN</u>	<u>2698-41-1</u>	<u>O-CHLOROBENZYLIDENE MALONONITRILE (OCBM)</u>
<u>1937-37-7</u>	<u>DIRECT BLACK 38</u>	<u>2699-79-8</u>	<u>SULFURYL FLUORIDE</u>
<u>1982-47-4</u>	<u>CHLOROXYURON</u>	<u>2703-13-1</u>	<u>PHOSPHONOTHIOIC ACID, ETHYL-,O-ETHYL-O(4-(METHYLTHIO) PHENYL)ESTER</u>
<u>2001-95-8</u>	<u>VALINOMYCIN</u>	<u>2757-18-8</u>	<u>THALLOUS MALONATE</u>
<u>2016-57-1</u>	<u>DECYLAMINE</u>	<u>2763-96-4</u>	<u>MUSCIMOL</u>
<u>2032-65-7</u>	<u>METHIOCARB</u>	<u>2778-04-3</u>	<u>ENDOTHION</u>
<u>2036-15-9</u>	<u>DIPROPYLALUMINUM HYDRIDE</u>	<u>2782-57-2</u>	<u>DICHLORO-S-TRIAZINETRIONE</u>
<u>2038-03-1</u>	<u>4-(2-AMINOETHYL)-MORPHOLINE</u>	<u>2806-85-1</u>	<u>3-ETHOXYPROPIONALDEHYDE</u>
<u>2049-92-5</u>	<u>P-tert-AMYLANILINE</u>	<u>2842-38-8</u>	<u>N-(2-HYDROXYETHYL) CYCLOHEXYLAMINE</u>
<u>2050-92-6</u>	<u>DIAMYLAMINE</u>	<u>2867-47-2</u>	<u>2-(DIMETHYLAMINO) ETHYL METHACRYLATE</u>
<u>2074-50-2</u>	<u>PARAQUAT METHOSULFATE</u>	<u>2893-78-9</u>	<u>SODIUM DICHLORO ISOCYANURATE</u>
<u>2084-18-6</u>	<u>3-METHYL-2-BUTANETHIOL</u>	<u>2921-88-2</u>	<u>CHLORPYRIFOS</u>
<u>2097-19-0</u>	<u>PHENYLSILATRANE</u>	<u>2935-44-6</u>	<u>2,5-HEXANEDIOL</u>
<u>2100-42-7</u>	<u>2,5-DIMETHOXYCHLOROBENZENE</u>	<u>2937-50-0</u>	<u>ALLYL CHLOROCARBONATE</u>
<u>2104-64-5</u>	<u>EPN</u>	<u>2971-90-6</u>	<u>CLOPIDOL</u>
<u>2109-64-0</u>	<u>DIBUTYLISOPROPANOLAMINE</u>	<u>3037-72-7</u>	<u>SILANE,(4-AMINOBTYL) DIETHOXYMETHYL-</u>
<u>2156-96-9</u>	<u>DECYL ACRYLATE</u>	<u>3068-88-0</u>	<u>BETABUTYROLACTONE</u>
<u>2160-93-2</u>	<u>tert-BUTYLDIETHANOLAMINE</u>	<u>3074-75-7</u>	<u>2-METHYL-4-ETHYLHEXANE</u>
<u>2179-59-1</u>	<u>ALLYL PROPYL DISULFIDE</u>	<u>3074-77-9</u>	<u>3-METHYL-4-ETHYLHEXANE</u>
<u>2207-04-7</u>	<u>1,4-DIMETHYLCYCLOHEXANE-TRANS</u>	<u>3081-14-9</u>	<u>N,N'-BIS-(1,4-DIMETHYL-PENTYL)-P- HENYLENEDIAMINE</u>
<u>2216-33-3</u>	<u>3-METHYLOCTANE</u>	<u>3221-61-2</u>	<u>2-METHYLOCTANE</u>
<u>2216-34-4</u>	<u>4-METHYLOCTANE</u>	<u>3251-23-8</u>	<u>CUPRIC NITRATE</u>
<u>2223-93-0</u>	<u>CADMIUM STEARATE</u>	<u>3254-63-5</u>	<u>PHOSPHORIC ACID, DIMETHYL 4-(METHYLTHIO) PHENYL ESTER</u>
<u>2231-57-4</u>	<u>THIOCARBAZIDE</u>	<u>3312-60-5</u>	<u>N-(3-AMINOPROPYL) CYCLOHEXYLAMINE</u>
<u>2234-13-1</u>	<u>OCTACHLORONAPHTHALENE</u>	<u>3333-52-6</u>	<u>TETRAMETHYL SUCCINONITRILE</u>
<u>2238-07-5</u>	<u>DIGLYCIDYL ETHER</u>	<u>3333-67-3</u>	<u>NICKEL CARBONATE</u>
<u>2244-21-4</u>	<u>POTASSIUM DICHLORO-S- TRIAZINETRIONE</u>	<u>3383-96-8</u>	<u>TEMEPHOS</u>
<u>2275-18-5</u>	<u>PROTHOATE</u>	<u>3452-97-9</u>	<u>3,5,5-TRIMETHYLHEXANOL</u>
<u>2303-16-4</u>	<u>DIALATE</u>		
<u>2385-85-8</u>	<u>MIREX</u>		
<u>2425-06-1</u>	<u>CAPTAFOL</u>		
<u>2426-08-6</u>	<u>N-BUTYL GLYCIDYL ETHER (BGE)</u>		
<u>2426-54-2</u>	<u>2-(DIETHYLAMINO) ETHYL ACRYLATE</u>		
<u>2449-49-2</u>	<u>alpha-METHYLBENZYL DIMETHYLAMINE</u>		
<u>2454-37-7</u>	<u>(M-AMINOPHENYL) METHYL CARBINOL</u>		
<u>2497-07-6</u>	<u>OXYDISULFOTON</u>		
<u>2524-03-0</u>	<u>DIMETHYL PHOSPHOROCHLORIDOTHIOATE</u>		
<u>2528-36-1</u>	<u>DIBUTYL PHENYL PHOSPHATE</u>		

<u>3522-94-9</u>	<u>2,2,5-TRIMETHYLHEXANE</u>	<u>5836-29-3</u>	<u>COUMATETRALYL</u>
<u>3564-09-8</u>	<u>PONCEAU 3R</u>	<u>5894-60-0</u>	<u>HEXADECYLTRICHLOROSILANE</u>
<u>3569-57-1</u>	<u>SULFOXIDE, 3-CHLOROPROPYL OCTYL</u>	<u>6032-29-7</u>	<u>2-PENTANOLE</u>
<u>3570-75-0</u>	<u>2-(2-FORMYLHYDRAZINO)-4-(5-NITRO-2-FURYL)THIAZOLE</u>	<u>6117-91-5</u>	<u>CROTONYL ALCOHOL</u>
<u>3615-21-2</u>	<u>BENZIMIDAZOLE,4,5-DICHLORO-2-TRIFLUOROMETHYL)-</u>	<u>6358-53-8</u>	<u>CITRUS RED NO. 2</u>
<u>3689-24-5</u>	<u>SULFOTEPP</u>	<u>6423-43-4</u>	<u>PROPYLENE GLYCOL DINITRATE</u>
<u>3691-35-8</u>	<u>CHLOROPHACINONE</u>	<u>6484-52-2</u>	<u>AMMONIUM NITRATE</u>
<u>3697-24-3</u>	<u>5-METHYLCHRYSENE</u>	<u>6533-73-9</u>	<u>THALLOUS CARBONATE</u>
<u>3724-65-0</u>	<u>CROTONIC ACID</u>	<u>6607-45-0</u>	<u>alpha,beta-DICHLOROSTYRENE</u>
<u>3734-97-2</u>	<u>AMITON OXALATE</u>	<u>6806-86-6</u>	<u>CHLOROMETHYL</u>
<u>3761-53-3</u>	<u>PONCEAU MX</u>	<u>6923-22-4</u>	<u>MONOCROTOPHOS</u>
<u>3771-19-5</u>	<u>NAFENOPIN</u>	<u>7154-79-2</u>	<u>2,2,3,3-TETRAMETHYL PENTANE</u>
<u>3775-90-4</u>	<u>tert-BUTYLAMINOETHYL METHACRYLATE</u>	<u>7415-31-8</u>	<u>1,3-DICHLORO-2-BUTENE</u>
<u>3811-04-9</u>	<u>POTASSIUM CHLORATE</u>	<u>7429-90-5</u>	<u>ALUMINUM, METAL AND OXIDE AND WELDING FUMES</u>
<u>3825-26-1</u>	<u>AMMONIUM PERFLUORO-OCTANOATE</u>	<u>7439-92-1</u>	<u>LEAD, INORGANIC, DUST AND FUMES</u>
<u>3878-19-1</u>	<u>FUBERIDAZOLE</u>	<u>7439-93-2</u>	<u>LITHIUM</u>
<u>3917-15-5</u>	<u>VINYL ALLYL ETHER</u>	<u>7439-95-4</u>	<u>MAGNESIUM</u>
<u>3953-10-4</u>	<u>2-ETHYLBUTYL ACRYLATE</u>	<u>7439-96-5</u>	<u>MANGANESE</u>
<u>4016-14-2</u>	<u>ISOPROPYL GLYCIDYL ETHER (IGE)</u>	<u>7439-97-6</u>	<u>MERCURY</u>
<u>4032-86-4</u>	<u>3,3-DIMETHYLHEPTANE</u>	<u>7439-98-7</u>	<u>MOLYBDENUM</u>
<u>4044-65-9</u>	<u>BITOSCANATE</u>	<u>7440-01-9</u>	<u>NEON</u>
<u>4098-71-9</u>	<u>ISOPHORONE DIISOCYANATE</u>	<u>7440-02-0</u>	<u>NICKEL</u>
<u>4104-14-7</u>	<u>PHOSACETIM</u>	<u>7440-06-4</u>	<u>PLATINUM</u>
<u>4170-30-3</u>	<u>CROTONALDEHYDE</u>	<u>7440-09-7</u>	<u>POTASSIUM</u>
<u>4301-50-2</u>	<u>FLUENETIL</u>	<u>7440-16-6</u>	<u>RHODIUM, METAL FUME AND DUSTS</u>
<u>4342-03-4</u>	<u>DACARBAZINE</u>	<u>7440-22-4</u>	<u>SILVER</u>
<u>4418-66-0</u>	<u>PHENOL,2,2'THIOBIS(4-CHLORO-6-METHYL)-</u>	<u>7440-23-5</u>	<u>SODIUM</u>
<u>4439-24-1</u>	<u>ETHYLENE GLYCOL MONOISOBUTYL ETHER</u>	<u>7440-25-7</u>	<u>TANTALUM</u>
<u>4461-41-0</u>	<u>2-CHLOROBUTENE-2</u>	<u>7440-28-0</u>	<u>THALLIUM</u>
<u>4461-48-7</u>	<u>4-METHYL-2-PENTENE</u>	<u>7440-31-5</u>	<u>TIN</u>
<u>4549-40-0</u>	<u>N-NITROSOMETHYLVINYLAMINE</u>	<u>7440-33-7</u>	<u>TUNGSTEN</u>
<u>4784-77-4</u>	<u>1-CROTYL BROMIDE</u>	<u>7440-36-0</u>	<u>ANTIMONY</u>
<u>4806-61-5</u>	<u>ETHYL CYCLOBUTANE</u>	<u>7440-37-1</u>	<u>ARGON</u>
<u>4835-11-4</u>	<u>HEXAMETHYLENEDIAMINE,N,N'DIBUTYL-</u>	<u>7440-38-2</u>	<u>ARSENIC</u>
<u>5124-30-1</u>	<u>METHYLENE BIS(4-CYCLOHEXYLISOCYANATE)</u>	<u>7440-39-3</u>	<u>BARIUM</u>
<u>5309-52-4</u>	<u>2-ETHYL-3-PROPYLACRYLIC ACID</u>	<u>7440-41-7</u>	<u>BERYLLIUM</u>
<u>5332-73-0</u>	<u>3-METHOXYPROPYLAMINE</u>	<u>7440-43-9</u>	<u>CADMIUM</u>
<u>5344-82-1</u>	<u>THIOUREA, (2-CHLOROPHENYL)</u>	<u>7440-47-3</u>	<u>CHROMIUM</u>
<u>5408-74-2</u>	<u>2-VINYL-5-ETHYLPYRIDINE</u>	<u>7440-48-4</u>	<u>COBALT METAL, DUST, AND FUME</u>
<u>5419-55-6</u>	<u>TRIISOPROPYL BORATE</u>	<u>7440-50-8</u>	<u>COPPER FUME, DUST, AND MIST</u>
<u>5432-61-1</u>	<u>N-2-(ETHYLHEXYL)-CYCLOHEXYLAMINE</u>	<u>7440-58-6</u>	<u>HAFNIUM</u>
<u>5459-93-8</u>	<u>N-ETHYLCYCLOHEXYLAMINE</u>	<u>7440-59-7</u>	<u>HELIUM</u>
<u>5714-22-7</u>	<u>SULFUR PENTAFLUORIDE</u>	<u>7440-61-1</u>	<u>URANIUM (NATURAL)</u>
		<u>7440-65-5</u>	<u>YTTRIUM</u>
		<u>7440-66-6</u>	<u>ZINC</u>
		<u>7440-67-7</u>	<u>ZIRCONIUM</u>
		<u>7440-70-2</u>	<u>CALCIUM</u>
		<u>7440-74-6</u>	<u>INDIUM</u>
		<u>7446-09-5</u>	<u>SULFUR DIOXIDE</u>

7446-27-7	<u>LEAD PHOSPHATE</u>	7775-11-3	<u>SODIUM CHROMATE</u>
7446-34-6	<u>SELENIUM SULFIDE</u>	7775-14-6	<u>SODIUM HYDROSULFITE</u>
7446-70-0	<u>ALUMINUM CHLORIDE</u>	7778-43-0	<u>ARSENIC ACID, DISODIUM SALT</u>
7487-94-7	<u>MECURIC CHLORIDE</u>	7778-44-1	<u>CALCIUM ARSENATE</u>
7521-80-4	<u>BUTYL TRICHLOROSILANE</u>	7778-50-9	<u>POTASSIUM DICHROMATE</u>
7550-45-0	<u>TITANIUM CHLORIDE</u>	7778-54-3	<u>CALCIUM HYPOCHLORITE</u>
7553-56-2	<u>IODINE</u>	7778-74-7	<u>POTASSIUM PERCHLORATE</u>
7572-29-4	<u>DICHLOROACETYLENE</u>	7782-39-0	<u>DEUTERIUM</u>
7580-67-8	<u>LITHIUM HYDRIDE</u>	7782-41-4	<u>FLUORINE</u>
7581-97-7	<u>2,3-DICHLOROBUTANE</u>	7782-42-5	<u>GRAPHITE (NATURAL) DUST</u>
7601-89-0	<u>SODIUM PERCHLORATE</u>	7782-44-7	<u>OXYGEN(LIQUID)</u>
7601-90-3	<u>PERCHLORIC ACID</u>	7782-49-2	<u>SELENIUM</u>
7616-94-6	<u>PERCHLORYL FLUORIDE</u>	7782-50-5	<u>CHLORINE</u>
7631-86-9	<u>AMORPHOUS SILICA</u>	7782-65-2	<u>GERMANIUM TETRAHYDRIDE</u>
7631-89-2	<u>SODIUM ARSENATE</u>	7783-00-8	<u>SELENIOUS ACID</u>
7631-90-5	<u>SODIUM BISULFITE</u>	7783-06-4	<u>HYDROGEN SULFIDE</u>
7631-99-4	<u>SODIUM NITRATE</u>	7783-07-5	<u>HYDROGEN SELENIDE</u>
7632-51-1	<u>VANADIUM TETRACHLORIDE</u>	7783-20-2	<u>AMMONIUM SULFATE</u>
7637-07-2	<u>BORON TRIFLUORIDE</u>	7783-41-7	<u>OXYGEN DIFLUORIDE</u>
7646-69-7	<u>SODIUM HYDRIDE</u>	7783-54-2	<u>NITROGEN TRIFLUORIDE</u>
7646-78-8	<u>STANNIC CHLORIDE</u>	7783-60-0	<u>SULFUR TETRAFLUORIDE</u>
7646-85-7	<u>ZINC CHLORIDE FUME</u>	7783-70-2	<u>ANTIMONY PENTAFLUORIDE</u>
7647-01-0	<u>HYDROGEN CHLORIDE</u>	7783-79-1	<u>SELENIUM HEXAFLUORIDE</u>
7647-18-9	<u>ANTIMONY PENTACHLORIDE</u>	7783-80-4	<u>TELLURIUM HEXAFLUORIDE</u>
7664-38-2	<u>PHOSPHORIC ACID</u>	7784-34-1	<u>ARSENIC CHLORIDE</u>
7664-39-3	<u>HYDROGEN FLUORIDE</u>	7784-41-0	<u>POTASSIUM ARSENATE</u>
7664-41-7	<u>AMMONIA</u>	7784-42-1	<u>ARSINE</u>
7664-93-9	<u>SULFURIC ACID</u>	7784-46-5	<u>SODIUM ARSENITE</u>
7681-49-4	<u>SODIUM FLUORIDE</u>	7786-34-7	<u>MEVINPHOS</u>
7681-57-4	<u>SODIUM METABISULFITE</u>	7786-81-4	<u>NICKEL SULFATE</u>
7688-21-3	<u>2-HEXENE-CIS</u>	7787-47-5	<u>BERYLLIUM CHLORIDE</u>
7697-37-2	<u>NITRIC ACID</u>	7787-49-7	<u>BERYLLIUM FLUORIDE</u>
7704-34-9	<u>SULFUR</u>	7787-71-5	<u>BROMINE TRIFLUORIDE</u>
7718-54-9	<u>NICKEL CHLORIDE</u>	7789-00-6	<u>POTASSIUM CHROMATE</u>
7719-09-7	<u>THIONYL CHLORIDE</u>	7789-00-6	<u>CHROMIC ACID, DIPOTASSIUM SALT</u>
7719-12-2	<u>PHOSPHORUS TRICHLORIDE</u>	7789-04-0	<u>CHROMIUM PHOSPHATE</u>
7722-64-7	<u>POTASSIUM PERMANGANATE</u>	7789-06-2	<u>STRONTIUM CHROMATE</u>
7722-84-1	<u>HYDROGEN PEROXIDE</u>	7789-09-5	<u>AMMONIUM DICHROMATE</u>
7722-88-5	<u>TETRASODIUM PYROPHOSPHATE</u>	7789-30-2	<u>BROMINE PENTAFLUORIDE</u>
7723-14-0	<u>PHOSPHORUS(YELLOW)</u>	7790-91-2	<u>CHLORINE TRIFLUORIDE</u>
7726-95-6	<u>BROMINE</u>	7790-94-5	<u>CHLOROSULFURIC ACID</u>
7727-21-1	<u>POTASSIUM PERSULFATE</u>	7790-98-9	<u>AMMONIUM PERCHLORATE</u>
7727-37-9	<u>NITROGEN(LIQUEFIED)</u>	7791-12-0	<u>THALLOUS CHLORIDE</u>
7738-94-5	<u>CHROMIC ACID</u>	7791-21-1	<u>CHLORINE MONOXIDE</u>
7757-79-1	<u>POTASSIUM NITRATE</u>	7791-23-3	<u>SELENIUM OXYCHLORIDE</u>
7758-01-2	<u>POTASSIUM BROMATE</u>	7791-25-5	<u>SULFURYL CHLORIDE</u>
7758-19-2	<u>SODIUM CHLORITE</u>	7803-49-8	<u>HYDROXYLAMINE</u>
7761-88-8	<u>SILVER NITRATE</u>	7803-51-2	<u>PHOSPHINE</u>
7773-06-0	<u>AMMONIUM SULFAMATE (AMMATE)</u>	7803-52-3	<u>STIBINE</u>
7775-09-9	<u>SODIUM CHLORATE</u>	7803-62-5	<u>SILICON TETRAHYDRIDE</u>

<u>8001-35-2</u>	<u>TOXAPHENE</u>	<u>10108-64-2</u>	<u>CADMIUM CHLORIDE</u>
<u>8001-58-9</u>	<u>CREOSOTE</u>	<u>10124-36-4</u>	<u>CADMIUM SULPHATE</u>
<u>8001-86-3</u>	<u>ISANO OIL</u>	<u>10124-50-2</u>	<u>POTASSIUM ARSENITE</u>
<u>8002-05-9</u>	<u>PETROLEUM</u>	<u>10137-74-3</u>	<u>CALCIUM CHLORATE</u>
<u>8002-74-2</u>	<u>PARAFFIN WAX FUME</u>	<u>10137-80-1</u>	<u>N-2-(ETHYLHEXYL) ANILINE</u>
<u>8003-34-7</u>	<u>PYRETHRUM</u>	<u>10138-74-6</u>	<u>N-(2-HYDROXYETHYL) PROPYLENE DIAMINE</u>
<u>8004-13-5</u>	<u>PHENYL ETHER-BIPHENYL MIXTURE VAPOR</u>	<u>10140-87-1</u>	<u>ETHANOL, 1,2-DICHLORO-, ACETATE</u>
<u>8006-20-0</u>	<u>GAS, PRODUCER</u>	<u>10141-05-6</u>	<u>COBALTOUS NITRATE</u>
<u>8006-61-9</u>	<u>GASOLINE</u>	<u>10210-68-1</u>	<u>COBALT CARBONYL</u>
<u>8006-64-2</u>	<u>TURPENTINE</u>	<u>10213-74-8</u>	<u>3-(2-ETHYLBUTOXY) PROPIONIC ACID</u>
<u>8007-45-2</u>	<u>COAL TAR</u>	<u>10265-92-6</u>	<u>METHAMIDOPHOS</u>
<u>8008-20-6</u>	<u>KEROSINE</u>	<u>10294-33-4</u>	<u>BORON TRIBROMIDE</u>
<u>8008-51-3</u>	<u>CAMPHOR OIL (LIGHT)</u>	<u>10294-34-5</u>	<u>BORON TRICHLORIDE</u>
<u>8022-00-2</u>	<u>METHYL DEMETON</u>	<u>10294-40-3</u>	<u>BARIUM CHROMATE</u>
<u>8030-30-6</u>	<u>BENZIN</u>	<u>10311-84-9</u>	<u>DIALIFOR</u>
<u>8038-30-6</u>	<u>RUBBER SOLVENT (NAPHTHA)</u>	<u>10361-95-2</u>	<u>ZINC CHLORATE</u>
<u>8052-41-3</u>	<u>STODDARD SOLVENT</u>	<u>10377-60-3</u>	<u>MAGNESIUM NITRATE</u>
<u>8052-42-4</u>	<u>ASPHALT FUMES</u>	<u>10476-95-6</u>	<u>METHACROLEIN DIACETATE</u>
<u>8065-48-3</u>	<u>DEMETON</u>	<u>10544-72-6</u>	<u>NITROGEN TETROXIDE</u>
<u>9004-66-4</u>	<u>IRON DEXTRAN</u>	<u>10544-73-7</u>	<u>NITROGEN TRIOXIDE</u>
<u>9004-70-0</u>	<u>COLLODION</u>	<u>10588-01-9</u>	<u>CHROMIC ACID, DISODIUM SALT</u>
<u>9014-01-1</u>	<u>SUBTILISINS (PROTEOLYTIC ENZYMES)</u>	<u>10595-95-6</u>	<u>N-NITROSOMETHYLETHYLAMINE</u>
<u>10022-31-8</u>	<u>BARIUM NITRATE</u>	<u>11114-92-4</u>	<u>COBALT ALLOY, Co-Cr</u>
<u>10024-97-2</u>	<u>NITROUS OXIDE</u>	<u>11135-81-2</u>	<u>SODIUM POTASSIUM ALLOYS</u>
<u>10025-67-9</u>	<u>SULFUR MONOCHLORIDE</u>	<u>12001-26-2</u>	<u>MICA DUST</u>
<u>10025-73-7</u>	<u>CHROMIC CHLORIDE</u>	<u>12001-28-4</u>	<u>CROCIDOLITE DUST</u>
<u>10025-78-2</u>	<u>TRICHLOROSILANE</u>	<u>12001-29-5</u>	<u>CHRYSOTILE DUST</u>
<u>10025-87-3</u>	<u>PHOSPHORUS OXYCHLORIDE</u>	<u>12002-03-8</u>	<u>PARIS GREEN</u>
<u>10026-11-6</u>	<u>ZIRCONIUM TETRACHLORIDE</u>	<u>12035-72-2</u>	<u>NICKEL SUBSULPHIDE</u>
<u>10026-13-8</u>	<u>PHOSPHORUS PENTACHLORIDE</u>	<u>12054-48-7</u>	<u>NICKEL HYDROXIDE</u>
<u>10028-15-6</u>	<u>OZONE</u>	<u>12075-68-2</u>	<u>ETHYLALUMINUM SESQUICHLORIDE</u>
<u>10031-59-1</u>	<u>THALLIUM SULFATE</u>	<u>12079-65-1</u>	<u>MANGANESE CYCLOPENTADIENYL TRICARBONYL</u>
<u>10034-81-8</u>	<u>MAGNESIUM PERCHLORATE</u>	<u>12108-13-3</u>	<u>METHYLCYCLOPENTADIENYL MANGANESE TRICARBONYL</u>
<u>10034-85-2</u>	<u>HYDRIODIC ACID</u>	<u>12124-97-9</u>	<u>AMMONIA BROMIDE</u>
<u>10034-93-2</u>	<u>HYDRAZINE SULFATE</u>	<u>12125-01-8</u>	<u>AMMONIA FLUORIDE</u>
<u>10035-10-6</u>	<u>HYDROGEN BROMIDE</u>	<u>12125-02-9</u>	<u>AMMONIA CHLORIDE</u>
<u>10042-76-9</u>	<u>STRONTIUM NITRATE</u>	<u>12179-04-3</u>	<u>BORATE, TETRAPENTAHYDRATE</u>
<u>10048-13-2</u>	<u>STERIGMATOCYSTIN</u>	<u>12263-85-3</u>	<u>METHYLALUMINUM SESQUIBROMIDE</u>
<u>10049-04-4</u>	<u>CHLORINE DIOXIDE</u>	<u>12542-85-7</u>	<u>METHYLALUMINUM SESQUICHLORIDE</u>
<u>10061-01-5</u>	<u>CIS-1,3-DICHLOROPROPENE</u>	<u>12604-58-9</u>	<u>FERROVANADIUM DUST</u>
<u>10061-02-6</u>	<u>TRANS-1,3-DICHLOROPROPENE</u>	<u>12770-50-2</u>	<u>BERYLLIUM-ALUMINUM ALLOY</u>
<u>10099-74-8</u>	<u>LEAD NITRATE</u>	<u>13010-47-4</u>	<u>1-(2-CHLOROETHYL)-3-CYCLOHEXYL-1- NITROSOUREA</u>
<u>10102-06-4</u>	<u>URANYL NITRATE</u>	<u>13057-78-8</u>	<u>CHLOROISOCYANURIC ACID</u>
<u>10102-18-8</u>	<u>SODIUM SELENITE</u>	<u>13071-79-9</u>	<u>TERBUFOS</u>
<u>10102-20-2</u>	<u>SODIUM TELLURITE</u>	<u>13106-47-3</u>	<u>BERYLLIUM CARBONATE</u>
<u>10102-43-9</u>	<u>NITRIC OXIDE</u>	<u>13121-70-5</u>	<u>CYHEXATIN</u>
<u>10102-44-0</u>	<u>NITROGEN DIOXIDE</u>		
<u>10102-48-4</u>	<u>LEAD ARSENATE</u>		
<u>10108-56-2</u>	<u>N-BUTYLCYCLOHEXYLAMINE</u>		

<u>13138-45-9</u>	<u>NICKEL NITRATE</u>	<u>16752-77-5</u>	<u>METHOMYL</u>
<u>13171-21-6</u>	<u>PHOSPHAMIDON</u>	<u>16842-03-8</u>	<u>COBALT HYDROCARBONYL (as Co)</u>
<u>13194-48-4</u>	<u>ETHOPROPHOS</u>	<u>16853-85-3</u>	<u>LITHIUM TETRAHYDROALUMINATE</u>
<u>13195-76-1</u>	<u>TRISOBUTYL BORATE</u>	<u>17014-71-0</u>	<u>POTASSIUM PEROXIDE</u>
<u>13256-22-9</u>	<u>N-NITROSOSARCOSINE</u>	<u>17702-41-9</u>	<u>DECABORANE</u>
<u>13327-32-7</u>	<u>BERYLLIUM HYDROXIDE</u>	<u>17702-57-7</u>	<u>FORMPARANATE</u>
<u>13360-63-9</u>	<u>ETHYLBUTYLAMINE</u>	<u>17804-35-2</u>	<u>BENOMYL</u>
<u>13410-01-1</u>	<u>SODIUM SELENATE</u>	<u>18454-12-1</u>	<u>LEAD CHROMATE</u>
<u>13423-61-5</u>	<u>MAGNESIUM DICHROMATE</u>	<u>18883-66-4</u>	<u>STREPTOZOTOCIN</u>
<u>13446-10-1</u>	<u>AMMONIUM PERMANGANATE</u>	<u>19287-45-7</u>	<u>DIBORANE</u>
<u>13450-90-3</u>	<u>GALLIUM TRICHLORIDE</u>	<u>19624-22-7</u>	<u>PENTABORANE</u>
<u>13463-39-3</u>	<u>NICKEL CARBONYL</u>	<u>20816-12-0</u>	<u>OSMIUM TETROXIDE</u>
<u>13463-40-6</u>	<u>IRON PENTACARBONYL</u>	<u>20830-75-5</u>	<u>DIGOXIN</u>
<u>13477-00-4</u>	<u>BARIUM CHLORATE</u>	<u>20830-81-3</u>	<u>DAUNOMYCIN</u>
<u>13494-80-9</u>	<u>TELLURIUM</u>	<u>20859-73-8</u>	<u>ALUMINUM PHOSPHIDE</u>
<u>13510-49-1</u>	<u>BERYLLIUM PHOSPHATE</u>	<u>21087-64-9</u>	<u>METRIBUZIN</u>
<u>13765-19-0</u>	<u>CALCIUM CHROMATE</u>	<u>21351-79-1</u>	<u>CESIUM HYDROXIDE</u>
<u>13823-29-5</u>	<u>THORIUM NITRATE</u>	<u>21548-32-3</u>	<u>FOSTHIETAN</u>
<u>13838-16-9</u>	<u>2-CHLORO-1,1,2-TRIFLUOROETHYL DIFLUOROMETHYL ETHER</u>	<u>21609-90-5</u>	<u>LEPTOPHOS</u>
<u>13843-81-7</u>	<u>LITHIUM DICHROMATE</u>	<u>21908-53-2</u>	<u>MERCURIC OXIDE</u>
<u>13889-92-4</u>	<u>PROPYL CHLOROTHIOFORMATE</u>	<u>21923-23-9</u>	<u>CHLORTHIOPHOS</u>
<u>13952-84-6</u>	<u>SEC-BUTYLAMINE</u>	<u>22224-92-6</u>	<u>FENAMIPHOS</u>
<u>13987-01-4</u>	<u>TRIPROPYLENE</u>	<u>23135-22-0</u>	<u>OXAMYL</u>
<u>14018-95-2</u>	<u>ZINC BICHROMATE</u>	<u>23214-92-8</u>	<u>ADRIAMYCIN</u>
<u>14167-18-1</u>	<u>SALCOMINE</u>	<u>23505-41-1</u>	<u>PIRIMIFOS-ETHYL</u>
<u>14307-33-6</u>	<u>CALCIUM BICHROMATE</u>	<u>23950-58-5</u>	<u>PRONAMIDE</u>
<u>14464-46-1</u>	<u>CRISTOBALITE DUST</u>	<u>24017-47-8</u>	<u>TRIAZOFOS</u>
<u>14484-64-1</u>	<u>FERBAM</u>	<u>24934-91-6</u>	<u>CHLORMEPHOS</u>
<u>14807-96-6</u>	<u>SILICA, TALC, non-ASBESTOS form</u>	<u>25013-15-4</u>	<u>VINYL TOLUENE</u>
<u>14808-60-7</u>	<u>QUARTZ DUST</u>	<u>25103-58-6</u>	<u>tert-DODECYL MERCAPTAN</u>
<u>14686-13-6</u>	<u>HEPTYLENE-2-TRANS</u>	<u>25136-55-4</u>	<u>DIMETHYLDIOXANE</u>
<u>14861-06-4</u>	<u>VINYL CROTONATE</u>	<u>25154-52-3</u>	<u>NONYLPHENOL</u>
<u>14901-08-7</u>	<u>CYCASIN</u>	<u>25167-70-8</u>	<u>DIISOBUTYLENE</u>
<u>14977-61-8</u>	<u>CHROMYL CHLORIDE</u>	<u>25167-93-5</u>	<u>NITROCHLORCBENZENE</u>
<u>15191-85-2</u>	<u>BERYLLIUM SILICATE</u>	<u>25339-56-4</u>	<u>3-HEPTENE (MIXED ISOMERS)</u>
<u>15271-41-7</u>	<u>BICYCLO[2.2.1]HEPTANE-2- CARBONITRILE, 5-CHLORO-6- (((METHYLAMINO)CARBONYL) OXY)IMINO)-(1st-(1-alpha,2-bet a,4-alpha,5-alpha,6E))-</u>	<u>25360-10-5</u>	<u>tert-NONYL MERCAPTAN</u>
<u>15468-32-3</u>	<u>TRIDYMITE DUST</u>	<u>25377-83-7</u>	<u>OCTENE (MIXED ISOMERS)</u>
<u>15663-27-1</u>	<u>cis-PLATINOUS DIAMMINE DICHLORIDE</u>	<u>25551-13-7</u>	<u>TRIMETHYL BENEZENE</u>
<u>15699-18-0</u>	<u>NICKEL AMMONIUM SULFATE</u>	<u>25567-67-3</u>	<u>DINITROCHLORO BENZENE</u>
<u>15930-94-6</u>	<u>ZINC CHROMATE HYDROXIDE</u>	<u>25639-42-3</u>	<u>METHYLCYCLOHEXANOL</u>
<u>15980-15-1</u>	<u>1,4-THIOXANE</u>	<u>26094-13-3</u>	<u>BUTYLAMINE OLEATE</u>
<u>16071-85-6</u>	<u>DIRECT BROWN</u>	<u>26419-73-8</u>	<u>CARBAMIC ACID, METHYL-,0-(((2,4-(DIMETHYL-1,3- DITHIOLAN-2-YL)METHYLENE)AMINO- SODIUM AZIDE</u>
<u>16219-75-3</u>	<u>ETHYLIDENE NORBORNENE</u>	<u>26628-22-8</u>	<u>SODIUM AZIDE</u>
<u>16543-55-8</u>	<u>N-NITROSONORNICOTINE</u>	<u>26952-21-6</u>	<u>ISOCTYL ALCOHOL</u>
<u>16721-80-5</u>	<u>SODIUM SULFIDE</u>	<u>27137-85-5</u>	<u>TRICHLORO(DICHLOROPHENYL)SILANE</u>
		<u>27152-57-4</u>	<u>CALCIUM ARSENITE</u>
		<u>27215-95-8</u>	<u>NONENE</u>
		<u>28347-13-9</u>	<u>XYLYLENE DICHLORIDE</u>

- 28434-86-8 3,3'-DICHLORO-4-4'-DIAMINODIPHENYL ETHER
- 28772-56-7 BROMADIOLONE
- 28983-37-1 tert-TETRADECYL MERCAPTAN
- 28984-85-2 NITROBIPHENYL
- 29191-52-4 ANISIDINE
- 30030-25-2 VINYLBENZYL CHLORIDE
- 30174-58-4 tert-DECYLMERCAPTAN
- 30674-80-7 METHACYCLOYLOXYETHYL ISOCYANATE
- 30714-78-4 ETHYL BUTYL CARBONATE
- 32280-46-9 N,N-DIETHYL-1,3-BUTANEDIAMINE
- 32749-94-3 2,3-DIMETHYL PENTALDEHYDE
- 34099-73-5 ETHYL BORATE
- 34590-94-8 DIPROPYLENE GLYCOL MONOMETHYL ETHER
- 35400-43-2 SULPROFOS
- 37300-23-5 ZINC YELLOW
- 39156-41-7 2,4-DIAMINOANISOLE SULPHATE
- 39196-18-4 THIOFANOX
- 39413-47-3 ZINC BERYLLIUM SILICATE
- 42350-99-2 2-CHLORO-4,6-DI-tert-AMYLPHENOL
- 50782-69-9 PHOSPHONOTHIOIC ACID, METHYL-,S-(2-(BIS(1-METHYLETHYL) AMINO)ETHYLO-ETHYL ESTER
- 53449-21-9 CHLORODIPHENYL (42% CHLORINE)
- 53558-25-1 PYRIMINIL
- 55720-99-5 CHLORINATED DIPHENYL OXIDE
- 55738-54-0 TRANS-2-(DIMETHYLAMINO) METHYLIMINO)-5-(2-(5-NITRO-2FURYL)VINYL)-1,3,4-OXADIAZOLE
- 58270-08-9 ZINC, DICHLORO(4,4-DIMETHYL-5 (((METHYL-AMINO)CARBONYL)OXY) IMINO)PENTAN E-NITRILE)-(T-4)-
- 59355-75-8 METHYL ACETYLENE-PROPADIENE MIXTURE (MAPP)
- 59536-65-1 POLYBROMINATED BIPHENYLS
- 60676-86-0 SILICA, FUSED, DUST
- 61788-32-7 HYDROGENATED TERPHENYLS
- 62207-76-5 COBALT,((2,2'-(1,2-ETHANEDIYLBIS (NITRILOMETHYLIDYNE))BIS(6-FLUOROPHENOLATO)) (2-)-N,N'.O.O')-
- 64037-54-3 3,4-DICHLOROBUTENE-1
- 65996-89-6 TAR, COAL, HIGH-TEMP
- 65996-90-9 TAR, COAL, HIGH-TEMP
- 65996-91-0 COAL TAR LIGHT OIL
- 73090-68-3 tert-BUTYL TETRALIN
- 73090-69-4 CHLORO-4-tert-AMYLPHENOL
- 73513-30-1 METHYLPENTALDEHYDE
- 77536-68-6 TREMOLITE

Specific Authority 633.01(1) FS. Law Implemented 633.45(1)(a) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
James Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Charles D. Clark, Division Director, State Fire Marshal, Department of Insurance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 8, 2000

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

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE TITLE: Advertising Agencies
RULE NO.: 12A-1.072

PURPOSE AND EFFECT: This proposed rule substantially revises Rule 12A-1.072, F.A.C., to implement Chapter 99-269, L.O.F., which created Section 212.08(7)(xx), F.S. The law defines the term “advertising agency” and provides an exemption for advertising agencies for sales of advertising services and advertising materials. It also provides that promotional goods produced or reproduced for distribution remain taxable. The proposed rule changes define the following terms which are used in the law or which help implement the law: advertising, advertising agency, advertising materials, advertising services, firm, acting as agent for its clients pursuant to contract, primarily engaged in the business of providing advertising materials and services, promotional goods, and raw materials. The proposed rule amendments provide guidelines to advertising agencies for sales of advertising materials and services, and promotional goods, as well as a suggested format for an exemption certificate for the advertising agency to purchase advertising materials exempt from its vendors. The effect of the rule will be to provide guidance to advertising agencies in determining whether their purchases and sales are taxable.

SUMMARY: These proposed rule changes define the following terms which are used in the law or which help implement the law: advertising, advertising agency, advertising materials, advertising services, firm, acting as agent for its clients pursuant to contract, primarily engaged in the business of providing advertising materials and services, promotional goods, and raw materials. These proposed rule amendments provide guidelines to advertising agencies for sales of advertising materials and services, and promotional goods, as well as a suggested format for an exemption certificate for the advertising agency to purchase advertising materials exempt from its vendors.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: Since these proposed rule changes only implement statutory provisions, no new regulatory costs are being created. Therefore, no statement of estimated regulatory costs 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: 212.08(7)(xx), 212.17(6), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.02(4),(12),(16), 212.05(1),(2), 212.06(1), 212.08(7)(v),(xx) FS.

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

TIME AND DATE: 10:00 a.m., December 19, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sara Faulkenberry, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)414-9838

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting Jamie Phillips at (850)488-0717. If you are hearing or speech-impaired, please contact the Department by calling 1(800)DOR-TDD1 (1(800)367-8331).

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial Rewording of Rule 12A-1.072 follows. See Florida Administrative Code for present text.)

12A-1.072 Advertising Agencies.

(1) Definitions. The following terms and phrases when used in this rule shall have the meaning ascribed to them in this subsection, except where the context clearly indicates a different meaning.

(a) "Advertising" is the expression of an idea created and produced for reproduction and distribution through means such as television, radio, Internet, newspapers, newsletters, periodicals, trade journals, publications, books, magazines, standardized outdoor billboards, direct mail, point-of-sale displays, leaflets, brochures, fliers, or package design, and which is designed to promote sales of a particular product or service or to enhance the image of the advertiser. Advertising includes public service messages that are designed to affect the behavior of the public and messages that are political in nature.

(b)1. "Advertising agency" means any firm that is primarily engaged in the business of providing advertising materials and services to clients.

2. Examples.

a. Firms that are primarily engaged in consulting with their clients about marketing and advertising products or services, formulating a marketing plan intended to improve their image or increase their market share, and executing those plans, are considered to be advertising agencies.

b. Firms that are primarily engaged in the business of printing, imprinting, or reproducing tangible personal property and firms that are primarily engaged in the business of photography or broadcasting are not advertising agencies.

c. Firms that primarily specialize in providing pre-press service(s), such as graphic art, color separations, or velox providers are not advertising agencies.

d. Firms that primarily provide audio/visual production or recording services are not advertising agencies.

(c) "Firm" means corporation, sole proprietorship, partnership, or limited liability company.

(d)1. "Primarily engaged in the business of providing advertising materials and services" means more than 50 percent of its gross receipts in the firm's previous tax year were, or in the first tax year are budgeted to be, from receipts for the sale of advertising materials and services to clients. For purposes of determining whether the firm qualifies under this definition, there shall be deducted from gross receipts amounts paid by the agency on behalf of its client to a third party for charges such as printing, imprinting, reproduction, publishing of tangible personal property, broadcasting advertisements, media placement, or other out-sourced activities before applying the 50 percent test.

2. Example.

Gross Receipts	\$2,754,217.00
Deduct Outsourced Costs	
Printing Costs	726,785.00
Media Costs	779,613.00
Photography	33,950.00
Total Outsourced Costs	\$1,540,348.00
Difference to apply 50% test	\$1,213,869.00
	50% \$ 606,934.50

If more than \$606,934.50 is from advertising services, this company qualifies as an advertising agency.

3. Example.

Gross Receipts	\$2,754,217.00
Receipts from In-House Printing	\$1,540,348.00
(Cannot be deducted because not outsourced)	
Difference	\$1,213,869.00
Amount to apply 50% test	\$2,754,217.00
	50% \$1,377,108.50

If even the entire \$1,213,869.00 is from the provision of advertising services, it is less than 50% of gross receipts. Therefore, this company does not qualify as an advertising agency.

(e) "Advertising materials" means tangible personal property sold to an advertising agency, created by an advertising agency, or sold by an advertising agency during the course of providing advertising services. Examples of advertising materials include: photographs, videos containing images, films containing images, veloxes, galleys, mechanicals, artwork, illustrations, digital audio tapes, analog tapes, compact discs, sketches, layouts, engravings, mats, models, mockups, and digital equipment. "Advertising materials" does not include "raw materials."

(f) "Raw materials" means materials or media used to create advertising materials. "Raw materials" includes items such as: blank film; blank videotapes; art supplies, such as poster board, paper products, inks, letters, and paints; stock art; stock photography; prerecorded music and sound; stock props; stock costumes; and stock backdrops.

(g) "Advertising services" means services rendered by an advertising agency when designing and/or implementing an advertising campaign to promote a product, service, idea, concept, issue, or the image of a person. This includes services rendered to design and produce advertising materials such as: research; design, layout, preliminary and final art preparation; placing or arranging for advertising; creative consultation, coordination, direction, and supervision; script writing and copywriting; editing; and account management services. However, if an advertising campaign is planned and prepared, but the client elects not to proceed with the production or placement of the advertising, or the client elects to do its own placement of the advertising with the media, the agency will still be considered to have provided advertising services.

(h) "Promotional goods" means tangible personal property used for promotional purposes. Examples of promotional goods include displays, display containers, exhibits, newspaper inserts, brochures, catalogues, direct mail letters or flats, shirts, hats, pens, pencils, key chains, audio tapes, videotapes, compact discs, business cards, or other printed goods or materials.

(i)1. "Acting as agent for its clients pursuant to a contract." In order to purchase advertising materials exempt from tax, the advertising agency must make purchases on behalf of clients pursuant to a contract. A common law principal/agent relationship is not required. The existence of a contract to act as agent for a client may be evidenced in the advertising agency's book and records by:

a. A written contract clearly stating that the advertising agency will act on behalf of a client as agent; or

b. Documents, such as invoices and purchase orders, by which the agency discloses to its suppliers that it is acting on behalf of a client, regardless of whether the specific client(s) is identified; or

c. Proof of a course of dealing that would establish an agency relationship, such as being on a retainer paid by the client.

2. When the advertising agency is acting on behalf of its clients pursuant to contract, it may purchase advertising materials tax exempt. When tangible personal property purchased by the advertising agency is depreciated or capitalized for accounting or income tax purposes by the agency, or the advertising agency makes use of the property for its own account, the tangible personal property is subject to tax.

(2) Sales of Services. The sale of advertising services by an advertising agency is exempt from tax. The professional service fee charged by an advertising agency for services is exempt from tax. An advertising agency's professional fee includes agency time or hourly charges, retainer fees, agency mark-up on exempt advertising materials, and media commissions.

(3) Sales of Advertising Materials.

(a)1. The charge by an advertising agency to clients for advertising materials is exempt from sales tax. The exemption applies regardless of the advertising agency's method of billing, whether the contract reflects a lump sum or separately states the costs of exempt advertising materials and other services and professional fees.

2. When an advertising agency sells promotional goods along with exempt items or services, the taxable items must be separately stated in order for the exempt items to receive the exemption.

(b) Example: The advertising agency prepares and prints a brochure for its client. The preparation of the brochure includes the concept development, design and layout, preparation of advertising materials, including photographs, artwork, and mechanicals, and the printing of the copies of the brochure. The advertising agency pays sales tax on all raw materials used in creating advertising materials. The following are examples of the proper tax treatment for each method of contracting with the charges to the client:

1. The advertising agency contract separately itemizes the components of the brochure as: design, advertising materials, and printing. Sales tax is due only on the charge for printing, including any mark-up. The sales tax must be separately stated.

2. The advertising agency contract combines the charges for the design services and advertising materials into a single charge, but separately states the printing charge, including the mark-up. Sales tax is due only on the charge for printing, including the mark-up. The sales tax must be separately stated.

3. The advertising agency contract combines the charges for the design services, advertising materials, and printing in a single charge. Sales tax is due on the lump sum charge to the client. The sales tax must be separately stated.

(4) Purchases of Advertising Materials by the Advertising Agency.

(a) If an advertising agency is under contract to act on behalf of its clients, the advertising agency may purchase advertising materials or advertising services exempt from tax by extending an exemption certificate to the vendor. The exemption certificate does not entitle the advertising agency to purchase raw materials exempt from tax, even when those raw materials are used to produce advertising materials in-house. A suggested format of the exemption certificate to be issued to the vendor is provided in subsection (10).

(b) Any vendor providing advertising materials to an advertising agency pursuant to this exemption is relieved of the responsibility of collecting tax on the sale of any advertising materials if:

1. The advertising agency presents an exemption certificate certifying the agency's entitlement to the exemption to the vendor; and

2. The vendor retains a copy of a purchaser's exemption certificate from the advertising agency in its records until tax imposed under Chapter 212, F.S., may no longer be determined and assessed under s. 95.091(3), F.S.

(c) If it is determined that the advertising agency was not entitled to the exemption, the department shall look only to the advertising agency for any sales tax due on the purchase of advertising materials.

(5) Creation of Advertising Materials by the Advertising Agency. If an advertising agency produces, fabricates, manufactures, or otherwise creates advertising materials in-house for its clients, the sale of such advertising materials to its clients is exempt from sales tax. Further, the advertising agency does not pay use tax on the production, fabrication, or manufacture of such advertising materials used in the performance of advertising services for its clients.

(6) Raw Materials Used in Advertising.

(a) The purchase of raw materials, whether purchased by an advertising agency or by a person who creates advertising materials for sale to an advertising agency, is taxable.

(b) Example: When a photographer purchases film, the film is taxable when purchased by the photographer. However, when the photographer alters the film to create an image and sells or licenses the image to an advertising agency, the photographer does not collect tax if the advertising agency issues an exemption certificate to the photographer.

(7) Promotional Goods.

(a) When promotional goods are created by an advertising agency, the charge for development of sample promotional goods is exempt from sales tax, whether produced in-house or purchased from a vendor.

(b)1. When promotional goods are produced or reproduced for distribution, the charge for production or reproduction of the promotional goods is subject to sales tax whether or not the client takes physical possession of the promotional goods produced or reproduced for distribution. The advertising agency must register with the Department of Revenue, and collect and remit tax on the transaction. See Rule 12A-1.060, F.A.C.

2. Example: If an advertising agency uses a printer to produce or reproduce a promotional good, such as a brochure, the advertising agency would extend an exemption certificate to the printer, who would not charge sales tax on the invoice to the advertising agency. However, the advertising agency would be required to charge sales tax to a client for the production or reproduction costs of the promotional good, including the advertising agency's mark-up for printing. The advertising agency would remit the tax to the Department of Revenue.

(c) For newspaper inserts, see section 212.05(1)(h)2., F.S. For publications exempt from tax, see section 212.08(7)(w), F.S.

(8) Billboards. The advertising materials and services used in the creation of billboard concepts and mock-ups by an advertising agency are exempt under these provisions. However, the charge for the production of displays is taxable. See section 212.031, F.S., for the taxability of the lease or license to use billboards.

(9) Sales of tangible personal property by an advertising agency to persons other than its clients are taxable, unless specifically exempted by other sections of Chapter 212, F.S.

(10) The following is the suggested format of the exemption certificate to be issued to the vendor by the advertising agency when purchasing exempt advertising materials:

SUGGESTED PURCHASER'S EXEMPTION CERTIFICATE
ITEMS SOLD TO ADVERTISING AGENCIES

(Purchaser's Name)
certifies that the advertising materials, meaning materials created for the purpose of providing advertising services including, but not limited to, photographs, videos containing images, films containing images, veloxes, galleys, mechanicals, artwork, illustrations, digital audio tapes, analog tapes, compact discs, sketches, layouts, engravings, mats, models, mockups, and digital equipment services, purchased on or after _____ (date) are purchased by the advertising agency pursuant to a contract to act on behalf of a client or clients, and that the items are created to provide advertising services.

Purchaser further certifies that the items are not raw materials, and the items are not being purchased to produce advertising materials in-house by the advertising agency. "Raw materials" means materials or media used to create advertising materials. "Raw materials" includes items such as: blank film; blank videotapes; art supplies, such as poster board, paper products,

inks, letters, and paints; stock art; stock photography; prerecorded music and sound; stock props; stock costumes; and stock backdrops.

The undersigned understands that if such items do not qualify for exemption, the undersigned will be subject to sales and use tax, interest, and penalties. The undersigned further understands that when any person fraudulently, for the purpose of evading tax, issues to a vendor or to any agent of the state a certificate or statement in writing in which he or she claims exemption from the sales tax, such person, in addition to being liable for payment of the tax plus a mandatory penalty of 200% of the tax, shall be liable for fine and punishment provided by law for conviction of a felony of the third degree, as provided in sections 775.082, 775.083, or 775.084, F.S.

(Purchaser's Name –
 Print or Type)

Florida Sales Tax Number
 (if applicable)

Signature and Title

Date

Federal Employer Identification
 Number (F.E.I.) or Social Security
 Number

Telephone Number

(Form to be retained in vendor's records)

Specific Authority 212.08(7)(xx), 212.17(6), 212.18(2), 213.06(1) FS. Law Implemented 212.02(4),(12),(16), 212.05(1),(2), 212.06(1), 212.08(7)(v),(xx), 212.18(2) FS. History—Revised 10-7-68, 1-7-70, 6-16-72, Amended 7-20-82, Formerly 12A-1.72, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Sara D. Faulkenberry, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, Post Office Box 7443, Tallahassee, Florida 32314-7443, or by telephone at (850)414-9838

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: These proposed rule amendments were noticed for a Rule Development Workshop in the Florida Administrative Weekly on June 9, 2000 (Vol. 26, No. 23, pp. 2665-2669). A rule development workshop was held on June 29, 2000, in Room 116, 200 East Gaines Street, Tallahassee, Florida, regarding the substantial rewrite to Rule 12A-1.072, F.A.C.

DEPARTMENT OF CORRECTIONS

RULE TITLES:
 Youthful Offenders – Definitions

RULE NOS.:
 33-506.100

Designation of Institutions for	
Youthful Offenders	33-506.103
Youthful Offender Program Participation	33-506.106
Basic Training Program – Definitions	33-506.203
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Basic Training Program – Inmate Privileges and Restrictions	33-506.207
Basic Training Program – Appearance and Hygiene	33-506.208
Basic Training Program – Discipline	33-506.211
Removal From Basic Training Program	33-506.212

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to provide relevant definitions and procedures relating to youthful offenders.

SUMMARY: The proposed rules provide definitions of terms used in conjunction with youthful offender provisions, revise the list of institutions designated to house youthful offenders, clarifies provisions related to the extended day program, revises and clarifies the process for recommendation for modification of sentence, and clarifies provisions related to the basic training program for youthful offenders.

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: 20.315, 944.09, 958.04, 958.045, 958.11 FS.

LAW IMPLEMENTED: 20.315, 944.09, 946.40, 958.04, 958.045, 958.11, 958.12 FS.

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

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

33-506.100 Youthful Offenders – Definitions.

(1) Central Office Screening Team – refers to the team located in the central office, chaired by the Chief of Classification and Central Records and consisting of one additional representative from the Bureau of Classification and Central Records, an individual designated by the Director of the Office of Program Services, and an individual designated by the Director of the Office of Community Corrections. The purpose of this team is to review recommendations for sentence modification and to submit their findings to the Deputy Director of Institutions for final approval or disapproval.

(2) Inmate Management Plan Team (IMPT) – refers to a team consisting of the inmate’s classification officer and a representative from security and programs. The team members develop the inmate’s management plan which must be approved by the Institutional Classification Team (ICT), monitor the inmate’s progress, determine the inmate’s eligibility for sentence modification and make recommendations to the ICT as necessary in accordance with the rules.

(3) Extended Day Program – refers to a 16 hour daytime program at youthful offender institutions that is designed to provide at least 12 hours of activities. The program is structured to include work assignments, educational (vocational and academic) programs, counseling, behavior modification, military style drills, systematic discipline and other programmatic opportunities that will reduce inmate idleness and enhance the young inmate’s chance at becoming a law abiding citizen upon re-entry into the community.

(4) Inmate Management Plan (IMP) – refers to the individualized plan developed for each inmate based upon information collected from various risk and needs assessments and ICT decisions. The plan is used to make priority program or work placement recommendations, develop objectives and set timelines for accomplishments.

(5) Release Management Plan – refers to a report prepared by the Office of Community Corrections field office staff outlining information relative to the inmate’s proposed employment, residence, family ties or support system, financial resources and other resources available to the inmate upon release.

(6) Sentence Modification – refers to an alteration or amendment by the court of the original sentence. The modification reduces the time to be served and imposes a term of probation, community control or other community sanctions, which, when added to the term of incarceration, will not exceed the length of the original sentence.

(7) Institutional Classification Team (ICT) – refers to the team consisting of the warden or assistant warden, classification supervisor, chief of security and other necessary staff when appointed by the warden or designated by rule, which is responsible for making classification decisions at a facility and for making recommendations to the State Classification Office (SCO).

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

Specific Authority 944.09, 958.11 FS. Law Implemented 944.09, 958.11 FS. History–New _____.

33-506.103 Designation of Institutions for Youthful Offenders.

(1) through (5)(d) No change.

(e) Sumter Correctional Institution – male Basic Training Program;

(f) Lowell Florida Correctional Institution Women’s Unit – Basic Training Program female youthful offenders.

(g) No change.

(h) Hendry Dade Correctional Institution – Main Unit.

(i) Hernando Correctional Institution.

Specific Authority 944.09, 958.11 FS. Law Implemented 944.09, 958.11 FS. History–New 10-11-95, Amended 9-11-97, 4-14-98, Formerly 33-33.009, Amended _____.

33-506.106 Youthful Offender Program Participation.

(1) No change.

(2) The schedule of events shall be developed by each warden and approved by the regional director and the Office of Institutions Chief of the Bureau of Program Services.

(3) Successful participation in all phases of the youthful offender extended day program and successful completion of the offender management plan and reclassification to minimum or community custody by a youthful offender inmate will result in an evaluation by the ICT to determine the inmate’s eligibility for a recommendation to the court for a modification of sentence at any time prior to the scheduled expiration of sentence as provided in s. 958.04(2)(d), F.S.

(a) After the youthful offender has successfully participated in the youthful offender program and completed the IMP as developed, a complete evaluation of the case shall be initiated. The evaluations shall include a review and summary of the following areas:

1. through 6. No change.

7. Other programs and objectives specifically recommended for the youthful offender; and

8. Verified Release placement plan prepared by probation and parole office staff which will should include proposed residence, and employment, family ties or support systems, financial resources, other resources available to the inmate and any recommendation for continued treatment.

9. No change.

(b) The evaluation of the youthful offender’s eligibility for a recommendation for a modification of sentence shall be coordinated by the institutional classification staff and incorporated into a complete progress assessment report. The completed progress assessment report shall be reviewed and signed by the ICT and a representative of the SCO warden who shall indicate his approval or disapproval of the recommendation based upon the evaluation prepared by the classification staff.

(c) Upon the approval of the ICT and SCO warden, the recommendation for sentence modification shall be forwarded to the Chief of the Bureau of Classification and Central Records Program Services to for review by the central office screening team who shall review the recommendation. If approved by the central office screening team, the

recommendation will be forwarded to the Deputy Director of the Office of Institutions (classification) for review. If the Deputy Director concurs with the recommendation for sentence modification, the Office Chief of the Bureau of Classification Program Services approves the recommendation, he shall transmit forward a recommendation to the sentencing court for consideration. If the Deputy Director does not concur with the recommendation for sentence modification, the Chief of Classification will notify the ICT at the facility where the inmate is housed. The ICT will notify the inmate of the decision.

Specific Authority 958.11(1) FS. Law Implemented 958.11, 958.12 FS. History—New 10-11-95, Amended 9-11-97, Formerly 33-33.013, Amended _____.

33-506.203 Basic Training Program – Definitions.

(1) Alternative Training – authorized physical activities which are imposed by basic training program staff following an inmate's misconduct in order. Alternative training is intended to correct inmate behavior by imposing minor sanctions as set forth in subsection 33-506.211(1).

(2) Review Team – composed of a sergeant or above, drill instructor, and human services counselor, or alternates as designated by the warden. The purpose of the review team is to review inmate misconduct that may result in sanctions above the level of alternative training, or other such authority as defined in chapter 33-601.301-601.314. The authority of the review team to impose sanctions is specified in section 33-506.211(2).

(2)(3) Disciplinary Team – A team made up of at least two staff persons, of whom shall be a correctional probation officer lieutenant or above, who will be responsible for hearing disciplinary reports.

(3) Drill Instructor – a basic training program staff member who provides instruction to inmates assigned to the basic training program in the areas of physical training, military drill and ceremony, and in completion of the obstacle course.

(4) Human Services Counselor – a staff member assigned to the basic training program to provide group and individual counseling and instruction in social adjustment skills to the inmates in the basic training program. Shock Incarceration – a training technique employed in the basic training program which utilizes intense physical training, military drill, verbally aggressive confrontation, and the immediate application of minor discipline. The intent of shock incarceration is to modify the behavior of youthful offenders and to avert long-term incarceration. The basic training program will be inclusive of the phases listed below:

(a) Phase I – will consist of an intensified military regimen not to exceed 60 days of active participation.

(b) Phase II – will consist of educational programming and personal development training provided within a quasi-military environment for a period not to exceed the length of sentence

imposed by the sentencing court. Inmates will be required to participate successfully in Phase II of the Basic Training Program for a minimum of 60 days. The length of time that an inmate may participate in Phases I and II combined shall be no less than 120 days.

(c) Phase III – will consist of the offender's placement within a community residential facility to engage in gainful employment, pay restitution, participate in substance abuse programs, enroll in general education development or adult basic education classes as applicable.

(5) through (6) No change.

(7) Program Director – a basic training program staff member of the rank of correctional officer captain or above who is responsible for all aspects of the basic training program for program content, staff supervision, and inmate security and treatment.

(8)(7) No change.

(9) Review Team – refers to a team composed of a sergeant or above, drill instructor, and human services counselor. The purpose of the review team is to review inmate misconduct that may result in imposition of alternative training measures or referral for disciplinary action.

(10) Shock Incarceration – a training technique employed in the basic training program which utilizes intense physical training, military drill, verbally aggressive confrontation, and the immediate application of minor discipline. The intent of shock incarceration is to modify the behavior of youthful offenders and to avert long-term incarceration. The basic training program will be inclusive of the phases listed below:

(a) Phase I – will consist of an intensified military regimen not to exceed 60 days of active participation.

(b) Phase II – will consist of educational programming and personal development training provided within a quasi-military environment for a period not to exceed the length of sentence imposed by the sentencing court. Inmates will be required to participate successfully in Phase II of the Basic Training Program for a minimum of 60 days. The length of time that an inmate may participate in Phases I and II combined shall be no less than 120 days.

(c) Phase III – will consist of the offender's placement within a community residential facility to engage in gainful employment, pay restitution, participate in substance abuse programs, enroll in general education development or adult basic education classes as applicable.

(11)(8) No change.

(9) Program Director – a basic training program staff member of the rank of correctional officer captain or above who is responsible for all aspects of the basic training program, including but not limited to, program content, staff supervision, and inmate security and treatment.

~~(10) Drill Instructor — a basic training program staff member whose duties include, but are not limited to, the instruction of inmates in physical training, military drill and ceremony, and in completion of the obstacle course.~~

~~(11) Human Services Counselor — a staff member assigned to the basic training program to provide group and individual counseling and instruction in social adjustment skills to the inmates in the basic training program.~~

(12) Youthful Offender – refers to any person who is found guilty of or who has tendered a plea of nolo contendere or guilty to a crime that is a felony and such crime was committed before the inmate’s 21st birthday. The inmate must not have been previously classified as a youthful offender nor found guilty of a capital or life felony.

Specific Authority 958.04(4)(b), 958.045(1)(b) FS. Law Implemented 958.04, 958.045 FS. History—New 2-26-89, Amended 1-25-96, 10-23-97, Formerly 33-27.003, Amended _____.

33-506.204 Basic Training Program Selection Process.

(1) through (f) No change.

(g) Has no current or prior conviction for a sexual offense, including adjudication withheld;

(h) through (j) No change.

(2) After an inmate has met the above criteria, the classification officer at the time of reception will screen the youthful offender to determine if he or she meets the program eligibility criteria. If the inmate meets the criteria, the classification officer will advise the inmate and the Bureau of Classification and Central Records, Reception Services section, and if space is available in the program, the sentencing court shall be notified in writing by the Bureau of Classification and Central Records, Reception Program Services section of the Department of Corrections, requesting approval for the inmate to participate in the program. If the inmate is classified by the department as a youthful offender, the state attorney shall, at the same time, be notified that the inmate is being considered for placement in the basic training program. If the sentencing court disapproves the department's recommendation for the offender's placement in the basic training program, the offender shall be so notified and shall complete incarceration pursuant to the terms of the commitment order. If the sentencing court approves the department's recommendation for the offender's placement in the basic training program, the offender shall be notified of assignment to the basic training program. Failure of the court to notify the department of approval for placement in the program within 21 days after receipt of the department's request shall be considered an approval by the court for placing the inmate in the basic training program.

(3) Program Assessment. Each inmate shall be required to participate in a satisfactory manner for a minimum of 120 days in order to successfully complete the program. The ~~IMPT classification team~~ shall continually assess the inmate’s participation in the program and recommend that the inmate

continue in the program for a specific number of days in order to repeat those days for which an overall unsatisfactory report was received. Failure to receive a satisfactory evaluation during the extended period will result in the removal of the inmate from the program pursuant to rule 33-506.211. Inmates who have successfully participated for the required time period, but who are awaiting release by the sentencing court or other releasing authority shall remain subject to the rules of the department and the basic training program. Failure to adhere to these rules may be grounds for removal from the program pursuant to rule 33-506.211. Documentation of successful program completion, recommendations for extension, or removal from the program shall be completed by the ~~IMPT classification team~~ and provided to the program director.

Specific Authority 958.04(4)(b), 958.045(1)(b) FS. Law Implemented 946.40, 958.04, 958.045 FS. History—New 2-26-89, Amended 11-2-90, 1-25-96, 10-23-97, Formerly 33-27.004, Amended _____.

33-506.206 Basic Training Program Operation.

(1) No change.

(2) Upon the approval of the ICT and SCO, the recommendation for sentence modification shall be forwarded to the Chief of the Bureau of Classification and Central Records for review by the central office screening team. If approved by the central office screening team, the recommendation will be forwarded to the Deputy Director of the Office of Institutions (classification) for review. If the Deputy Director concurs with the recommendation for sentence modification, the Chief of the Bureau of Classification shall transmit a recommendation to the sentencing court for consideration. If the Deputy Director does not concur with the recommendation for sentence modification, the Chief of Classification will notify the ICT at the facility where the inmate is housed. The ICT will notify the inmate of the decision. ~~Inmates who have satisfactorily completed the requirements of Phase II shall be released to a term of probation as specified by the sentencing court. The term of probation shall include release to community supervision or placement in a community residential facility as recommended by the youthful offender classification team and approved by the program director. The program director will determine those inmates suitable for community residential placement based upon the inmate's employment, residence, family circumstances, and probation or post release supervision obligations. The term of placement within a community residential facility shall be determined by the sentencing court.~~

(3) The ~~IMPT classification team~~ shall develop an alternative post release program or plan within 30 days prior to release for those inmates who will not be placed in a community residential facility. The post release plan shall include ~~but not be limited to~~ the following pursuant to Rule 33-601.504, F.A.C.:

(a) through (4)(g) No change.

Specific Authority 20.315, 944.09, 958.045 FS. Law Implemented 20.315, 944.09, 958.045 FS. History—New 2-26-89, Amended 1-25-96, Formerly 33-27.006, Amended.

33-506.207 Basic Training Program – Inmate Privileges and Restrictions.

Inmates in the basic training program shall have privileges normally afforded the general inmate population modified as set forth below:

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

(3) Visiting.

(a) Phase I – Inmates will not be allowed visitation privileges ~~on specified graduation days only.~~

(b) through (c) No change.

(4) Telephone.

(a) Telephone calls are not permitted during Phase I of the basic training program, except as follows:

1. Verified family emergencies;

2. Calls to attorneys when there is a deadline and time constraints will not permit contact by mail.

(b) Telephone calls shall be permitted during Phase II of the basic training program as specified in rule 33-602.205.

(5) Religious Practices.

(a) Every inmate will be afforded opportunities to participate in religious activities and programs that do not endanger the safe and secure operation of the institution.

(b) The human services counselor, the institutional chaplain and the program director will assess requests on a case by case basis for religious observances or practices not routinely available in the Basic Training Program.

Specific Authority 944.09, 958.045 FS. Law Implemented 944.09, 958.045 FS. History—New 2-26-89, Amended 1-25-96, Formerly 33-27.007, Amended.

33-506.208 Basic Training Program – Appearance and Hygiene.

(1) Hair.

(a) ~~Male b~~Basic training program inmates will receive a military style haircut upon arrival in the program. Inmates will subsequently receive haircuts every two weeks for the duration of the program.

(b) Female basic training program inmates will be provided hair bands or hair clips to secure hair longer than collar length. Unsecured hair must be above collar length.

(2) Shaving. ~~Male b~~Basic training program inmates shall be clean shaven. Inmates shall shave every day unless it is determined by the institutional physician that shaving would be detrimental to the inmate's health.

(3) Showers. Basic training program inmates shall shower at least once daily.

(4) No change.

Specific Authority 944.09, 958.045 FS. Law Implemented 944.09, 958.045 FS. History—New 2-26-89, Amended 1-25-96, Formerly 33-27.008, Amended.

33-506.211 Basic Training Program – Discipline.

(1) Alternative Training.

(a) Any staff member of the basic training program, with the approval of the supervisor, has the authority to implement any of the following alternative training measures to individual inmates or groups of inmates assigned to the basic training program:

(a) through (e) renumbered 1. through 5. No change.

6. Assignment of participation in motivational activities such as mandatory reading aloud of inmate rules and regulations before the other inmates in the basic training program or specially devised physical activities.

(b) If the inmate misconduct is of a nature that the officer believes cannot be corrected through use of alternative training measures, the officer shall, with approval of the supervisor, advise the review team of the misconduct.

(2) Review Team. The review team is responsible for reviewing incidents of inmate misconduct to determine whether possible disciplinary action is warranted. In addition to the responsibilities specified in rules 33-601.301-601.314, The review team is authorized to impose any alternative training measure described in (1) above ~~procedures~~ as well as any of the following disciplinary measures:

(a) Make program modification recommendations to the ~~IMPT classification team~~ for review and approval of the program director.

(b) ~~Assignment of participation in motivational activities such as mandatory reading aloud of inmate rules and regulations before the other inmates in the basic training program or specially devised physical activities.~~

(b)(c) ~~Direct that a formal disciplinary report be prepared by the staff member who observed the infraction. This report shall then be handled in accordance with the inmate discipline rules, 33-601.301-.314, F.A.C. forwarded to the assigned disciplinary team for consideration.~~

(3) ~~Disciplinary Team. The disciplinary team is authorized to impose any discipline, including alternative training, which does not exceed 30 days disciplinary confinement and loss of gain time as specified in 33-601.301-601.314. If disciplinary confinement is imposed by the hearing officer or disciplinary team, u~~Upon completion of the disciplinary confinement period, the inmates shall be returned to Phase I of the basic training program for completion. Inmates who have committed or threatened to commit violent acts shall be terminated from the program and returned to general population in order to complete the remainder of their sentences.

Specific Authority 944.09, 958.045 FS. Law Implemented 944.09, 958.045 FS. History—New 2-26-89, Amended 1-25-96, Formerly 33-27.012, Amended.

33-506.212 Removal from Basic Training Program.

(1) An inmate ~~can~~ shall be removed from the basic training program for health reasons, classification reassignment in accordance with chapter 33-601, F.A.C., modification or expiration of sentence or when such removal is in the best interest of the inmate or the security of the institution.

(2) Removal shall be recommended by the ICT who shall forward a teletype to the SCO. The inmate will be removed from the basic training program until the SCO has approved the removal.

(3) An inmate who has committed or threatened to commit violent acts will be terminated from the program and returned to general population in order to complete the remainder of his or her sentence.

(4) In all cases, the sentencing court or other releasing authority ~~and the Bureau of Program Services~~ shall be immediately ~~promptly~~ notified of the inmate's removal from the program.

Specific Authority 958.04(4)(b), 958.045(1)(b) FS. Law Implemented 944.09, 958.04, 958.045 FS. History--New 2-26-89, Amended 1-25-96, 10-23-97, Formerly 33-27.013, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Richard Dugger

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 22, 2000

DEPARTMENT OF CORRECTIONS

RULE TITLE: Care of Inmates
RULE NO.: 33-602.101

PURPOSE AND EFFECT: The purpose of the proposed rule is to clarify procedures relating to the care of inmates.

SUMMARY: The proposed rule clarifies that: personal clothing may be provided to inmates prior to their release to be worn upon release; appropriate action may be taken to bring an inmate who refuses to adhere to grooming standards into compliance; and, inmates with medical conditions may not be assigned any activity until approval is given by authorized medical personnel.

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:

33-602.101 Care of Inmates.

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

(c) A transferring inmate may, when transferred, take one issue of state clothing and all personal clothing. Transfers to contract work release facilities, contract drug facilities, and female community correctional centers via public transportation shall be made with personal clothing. An inmate's personal clothing, for purposes of transfer or upon release, may be supplied by the inmate, the inmate's family, or from available surplus clothing.

(d) No change.

(e) Civilian clothing, when available from family members or from surplus clothes closets, may be used by the inmate for court appearances, furloughs, funerals, and other circumstances, including release, as authorized by the warden.

(f) through (5) No change.

(6) If an inmate refuses to adhere to the grooming standards after having been given an opportunity and after having been found to be in violation through the formal disciplinary process (33-601.301-601.314), the officer in charge or a more senior official shall direct staff to shave the inmate or cut the inmate's hair, or take other necessary action to bring the inmate into compliance ~~comply~~ with the grooming standards. When it is necessary to use force to carry out this task, the use of force shall be documented pursuant to rule 33-602.210.

(7) through (8) No change.

(9) All inmates shall be furnished proper medical care and medicine. Inmates with specific medical holds, lay-ins, or medical restrictions shall not be assigned any activity until approval is given by the attending physician or clinical associate. Medically prescribed food shall be provided as ordered.

(10) through (11) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History--New 10-8-76, Formerly 33-3.02, Amended 4-19-79, 4-24-80, 1-9-85, 11-3-87, 9-16-88, 7-23-89, 8-27-91, 3-30-94, 11-14-95, 6-2-99, Formerly 33-3.002, Amended 11-21-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Richard Dugger

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 3, 2000
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 13, 2000

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE CHAPTER TITLE: RULE CHAPTER NO.:

General and Procedural Rules 40B-1

RULE TITLES: RULE NOS.:

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PART IX FORMS AND INSTRUCTIONS

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 PURPOSE AND EFFECT: The purpose and effect of these proposed rules is to repeal the Suwannee River Water Management District's procedural rules which are to be superseded by the Uniform Rules of Procedure, and to begin the process of adopting procedural rules for which the Administrative Commission has granted the District exceptions from the Uniform Rules of Procedure.

SUMMARY: The Uniform Rules of Procedure, Chapters 28-101 through 28-110, F.A.C., will apply to the District effective July 1, 1998. To avoid confusion, the District is proposing to repeal its procedural rules which will be superseded by the Uniform Rules of Procedure. The District has petitioned for, and the Administration Commission has granted, certain exceptions to the Uniform Rules of Procedure. The District is proposing to adopt the rules for these exceptions.

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 lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 120.54(5), 373.044, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: 120.53(1), 120.54(5), 120.569, 120.57, 120.60, 373.016, 373.084, 373.085, 373.086, 373.103, 373.106, 373.118, Ch. 373, Parts II, IV FS., 62-113.200, 62-532, 62-550 F.A.C.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Wynn A. McDonald, Suwannee River Water Management District Headquarters, 9225 County Road 49, Live Oak, Florida 32060, (904)362-1001

THE FULL TEXT OF THE PROPOSED RULES IS:

40B-1.100 Uniform Rules of Procedure and Statement of District Organization and Operation.

(1) Procedures governing the Suwannee River Water Management District's proceedings under Chapter 120, F.S., including rulemaking, meetings and workshops, declaratory statements, decisions determining substantial interests, licensing, permits, and variances and waivers, are contained in Title 28, F.A.C., Uniform Rules of Procedure. Exceptions to the Uniform Rules of Procedure were granted by the Administration Commission and are set forth in Chapter 40B-1, F.A.C.

(2) General information about the District is contained in the SRWMD "Statement of District Organization and Operation," a nonrule document published pursuant to Section 120.54(5), F.S., and Uniform Rules of Procedure, Section 28-101, F.A.C. The Statement of District Organization and Operation provides information on the District's mission, statutory authority, delegation of authority and duties pursuant to Chapter 373, F.S.; governing board and internal organization and functions; public assistance programs and opportunities; identification of the agency clerk and the official reporter; procedure for obtaining District documents and publications, including district rules, permit applications and permit authorizations; and document filing procedures.

Specific Authority 120.54(5) FS. Law Implemented 120.54(5) FS. History--New _____.

PART I - GENERAL

40B-1.101 General.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 373.044, 373.113 FS. History--New 9-15-81, Amended 3-17-88, Repealed _____.

40B-1.103 The District.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1)(a), 373.079, 373.175 FS. History--New 9-15-81, Repealed _____.

40B-1.1031 Implementation.

Specific Authority 373.044 FS. Law Implemented 120.54 FS. History--New 9-15-81, Amended 3-17-88, Repealed _____.

40B-1.104 The Governing Board.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1)(a), 373.073, Chapter 373, Parts I, II, IV, V, and VI FS. History--New 9-15-81, Repromulgated 3-17-88, Repealed _____.

40B-1.105 General Description of District Organization and Operation.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53, 373.103 FS. History--New 9-15-81, Amended 3-17-88, 2-1-89, Repealed _____.

40B-1.121 General Information Concerning the District.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1) FS. History--New 9-15-81, Amended 3-17-88, Repealed _____.

40B-1.125 Public Information and Inspection of Records.

Specific Authority 373.044, 373.113, 373.139 FS. Law Implemented 119.07(1), 120.53(1)(b), (2), 286.011(2) FS. History--New 9-15-81, Amended 3-17-88, 12-21-88, Repealed _____.

40B-1.132 District Clerk and Official Reporter.

Specific Authority 120.53(1)(f), 373.044, 373.113 FS. Law Implemented 120.52(9), 120.53(1), 120.53(2)(b), (c), 120.53(3), 120.53(4), 120.54(10), 120.59(1), 373.171 FS. History--New 9-15-81, Amended 9-16-93, Repealed _____.

40B-1.133 Public Access.

Specific Authority 373.044, 373.113 FS. Law Implemented 119.07, 119.08, 120.53(3) FS. History--New 9-15-81, Repealed _____.

40B-1.134 Administrative Enforcement Action.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1)(b), (c), 120.60(2), 120.68, 120.69, 373.119, 373.129, 373.136, 373.209, 373.433, 373.603 FS. History–New 9-15-81, Repromulgated 3-17-88, Amended 12-21-88, Repealed.

40B-1.135 Delegations of Authority.

(1) The District is delegated authority by the Department of Environmental Protection Regulation to assume certain responsibilities of Chapter 373, Florida Statutes. This delegation, general to the Water Management Districts, is pursuant to authority contained in Sections 373.016 and 373.103, Florida Statutes, and is described in Section 62-113.200 47-101.040, Chapters 62-532 62-24 and 62-550 62-22, Florida Administrative Code.

(2) The exercise of delegated authority by the Board, or any person designated by the Board as its agent, includes all the jurisdiction, powers, and authority conferred by law upon the District.

Specific Authority 373.044 FS. Law Implemented 373.016, 373.103 FS., 62-113.200 47-101.040, 62-532 62-24, 62-550 62-22 FAC. History–New 9-15-81, Repromulgated 3-17-88, Amended.

40B-1.140 Final Order Index.

Specific Authority 120.53(1), 120.533 FS. Law Implemented 120.53(2), 120.533 FS. History–New 9-16-93, Repealed.

PART II MEETINGS AND WORKSHOPS

40B-1.201 Notice of Meeting or Workshop.

Specific Authority 120.54(1), (10) FS. Law Implemented 120.53(1)(d), 120.55(1)(c) FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.203 Agenda of Meetings and Workshops.

Specific Authority 120.54(10) FS. Law Implemented 120.53(1)(d) FS. History–New 9-15-81, Amended 3-17-88, Repealed.

40B-1.207 Emergency Meetings.

Specific Authority 120.54(10) FS. Law Implemented 120.53(1)(d) FS. History–New 9-15-81, Repealed.

PART III RULEMAKING PROCEEDINGS

40B-1.301 Commencement of Proceedings.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1) FS. History–New 9-15-81, Repealed.

40B-1.303 Notice of Proceedings and the Proposed Rules.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1) FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.307 Content of Notice.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.54(1) FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.311 Petitions to Initiate Rulemaking Proceedings.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.54(5) FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.313 District Action on Petitions to Initiate Rulemaking Proceedings.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.54(5) FS. History–New 9-15-81, Repromulgated 3-17-88, Amended 12-21-88, Repealed.

40B-1.327 Rulemaking Materials.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.54 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.330 Rulemaking Proceedings – No Hearing.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.54(3) FS. History–New 9-15-81, Repromulgated 3-17-88, Amended 12-21-88, Repealed.

40B-1.331 Rulemaking Proceedings – Hearing.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.54(3), (6) FS. History–New 9-15-81, Repromulgated 3-17-88, Amended 12-21-88, Repealed.

40B-1.335 Incorporation by Reference.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53, 120.54 FS. History–New 9-15-81, Repealed.

40B-1.337 Emergency Rule Adoption.

Specific Authority 120.53(1), 120.54(10) FS. Law Implemented 120.53(1), 120.54(9) FS. History–New 9-15-81, Amended 3-17-88, Repealed.

PART IV DECLARATORY STATEMENTS

40B-1.401 General.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.565, 120.73 FS. History–New 9-15-81, Repealed.

40B-1.405 Purpose and Use of Declaratory Statement.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.565 FS. History–New 9-15-89, Repealed.

40B-1.407 District Disposition.

Specific Authority 120.53(1), 120.54(10) FS. Law Implemented 120.565 FS. History–New 9-15-81, Repealed.

PART V DECISIONS DETERMINING SUBSTANTIAL INTEREST

Subpart A General Provisions

40B-1.501 Scope of Part V.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.54(16), 120.57, 120.60(1) FS. History–New 9-15-81, Repealed.

40B-1.503 Computation of Time.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.504 Parties.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.57 FS. History–New 9-15-81, Repealed.

40B-1.505 Appearances; Criteria for Authorized Representation.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.62(2) FS. History–New 9-15-81, Repealed.

40B-1.506 Consolidation.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.57 FS. History–New 9-15-81, Repealed.

40B-1.507 Joinder of Parties.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.508 Disqualification.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57, 120.71 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.509 Filing and Service of Papers.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.510 District Investigations and Probable Cause Determinations.

~~(1) This chapter does not apply to District investigations or to determinations of probable cause preliminary to District action.~~

~~(1)(2)~~ Upon receipt of a complaint filed pursuant to Rule 40B-1.705, the District may conduct such investigations and make such probable cause determinations as are authorized or required by law.

~~(2)(3)~~ An investigation or determination of probable cause is a nonadversarial non-adversary executive function to discover or procure evidence as part of the fact-finding function of the District. The District need not have an administrative complaint pending to conduct an investigation and make such determination.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57(4), 120.569(2)(i) 120.64, 373.219(2) FS. History–New 9-15-81, Amended.

40B-1.511 Point of Entry into Proceedings.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

Subpart B Formal Proceedings

40B-1.521 Initiation of Formal Proceedings.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.522 Amendment of Petitions.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.523 Answer.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.524 Motions.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.525 Motions in Opposition to Petitions.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.526 Prehearing Conferences.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.527 Intervention.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.528 Discovery.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.529 Notice of Hearing.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Amended 12-21-88, Repealed.

40B-1.530 Continuances.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.531 Dismissal and Default.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Amended 12-21-88, Repealed.

40B-1.541 Subpoenas.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57, 120.58(1) FS. History–New 9-15-81, Repromulgated 3-17-88, Amended 12-21-88, Repealed.

40B-1.542 Witness Fees.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.543 Witnesses.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.5435 Order of Presentation.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.544 Evidence.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57, 120.58 FS. History–New 9-15-81, Repealed.

40B-1.545 Burden of Proof.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57, 120.58 FS. History–New 9-15-81, Repealed.

40B-1.546 Recordation.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.547 Venue.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repealed.

40B-1.561 Post-hearing Memoranda.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.562 Recommended Order.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57, 120.58(1) FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.564 Exceptions to Recommended Order.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.565 Final Orders.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57, 120.59, 120.60 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

Subpart C Informal Proceedings

40B-1.571 Informal Proceedings.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57(2) FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.572 Submission of Evidence.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57(2) FS. History–New 9-15-81, Repromulgated 3-17-88, Amended 12-21-88, Repealed.

40B-1.573 Final Order.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57(2) FS. History–New 9-15-81, Repealed.

PART VI LICENSING

40B-1.601 General.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.57, 120.60 FS. History–New 9-15-81, Repealed.

40B-1.605 Application for License.

Specific Authority 373.044, 373.113, 120.60 FS. Law Implemented 120.60 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.608 Denial of License.

Specific Authority 373.044, 373.113, 120.60 FS. Law Implemented 120.60 FS. History–New 9-15-81, Repealed.

40B-1.609 Suspension, Revocation, Annulment, or Withdrawal.

Specific Authority 373.044, 373.113, 120.60 FS. Law Implemented 120.57, 120.60 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.611 Emergency Action.

Specific Authority 120.53(1), 120.54(1) FS. Law Implemented 120.57, 120.60(6) FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

PART VII PERMITS

40B-1.701 General.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57, 120.60, 373.085, 373.116, 373.119, 373.175, 373.229, 373.239, 373.243, 373.246, 373.413, 373.416, 373.429, 373.433, 373.436, 373.439 FS. History–New 9-15-81, Repromulgated 3-17-88, Repealed.

40B-1.702 Permits Required.

Unless expressly exempt by law or District rule, the following permits must be obtained from the District prior to the commencement of the permitted activity:

(1) A water use permit under Chapter 40B-2, F.A.C., must be obtained prior to use or withdrawal of water. A water well construction permit under Chapter 40B-3, must be obtained prior to construction, abandonment, or repair of a water well.

(2) A water well construction permit under Chapter 40B-3, F.A.C., must be obtained prior to construction, abandonment, or repair of a water well. An artificial recharge permit under Chapter 40B-5 must be obtained prior to construction of any project involving artificial recharge or the intentional introduction of water into any underground formation.

(3) An environmental resource permit under Chapters 40B-4 and 40B-400, F.A.C., must be obtained prior to initiating any project which involves draining, developing, or subdividing property, construction of roads or bridges, commercial or industrial developments, and agricultural or forestry activities, including dredging or filling, as specified in the referenced rules. A water use permit under Chapter 40B-2 must be obtained prior to use or withdrawal of water.

(4) A works of the district permit under Chapter 40B-4, F.A.C., must be obtained prior to initiating any project as outlined in (3) above within a regulatory floodway as defined by the District. An environmental resource permit under Chapter 40B-4 and 40B-400, F.A.C., must be obtained prior to initiating any project which involves draining, developing, or subdividing property, construction of roads or bridges, commercial or industrial developments, and agricultural or forestry activities, including dredging or filling, as specified in the referenced rules.

(5) An artificial recharge permit under Chapter 40B-5, F.A.C., must be obtained prior to construction of any project involving artificial recharge or the intentional introduction of water into any underground formation. A works of the district permit under Chapter 40B-4 must be obtained prior to initiating any project as outlined in (4) above within a regulatory floodway as defined by the District.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57, 120.60, 373.085, 373.106, Ch. 373, Parts II, IV FS. History–New 9-15-81, Amended 3-17-88, 10-3-95, _____.

40B-1.703 Procedures for Consideration of Permit Applications.

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

(c) General permits are reviewed, and agency action is initiated within 30 days of receipt of a completed and properly executed application, including any permit fees. Following investigation and review by district staff to insure the proposed activity qualifies for the specific general permit authorized by district rule and conforms to all conditions for issuance of the specific general permit, the general permit is issued by rule. In lieu of issuance of the general permit, the district will issue a notice of proposed agency action to deny the application and follow the procedures in Section 120.57, Florida Statutes, and Chapter 28, 40B-1, Part V, Florida Administrative Code, when investigation and review of the application by district staff reveals that the proposed activity does not qualify or conform to the conditions for issuance of the specific general permit authorized by district rule. If an application is received in an incomplete state, not properly executed or if additional information is required, the applicant shall be notified pursuant to the procedures in Section 120.60, Florida Statutes, and Chapter 28, 40B-1, Part V, Florida Administrative Code.

(2) Individual Permits

(a) Individual permits are issued under the standard permitting and licensing procedures described in Section 120.60, Florida Statutes. Unless a general permit is specifically authorized by district rule or unless an applicant chooses to request a conceptual approval permit for an activity, the individual permit procedures described in this section and Chapter 120 govern all district permitting and licensing activities. Within 30 days of receipt of an application for an individual permit, the district will notify the applicant of any apparent errors or omissions and request any additional information that the district is authorized to request. A request for additional information shall include a reference to the specific rule or law which authorizes the district to make the request. If apparent errors or omissions are not corrected or additional information requested is not supplied within 90 days of the date of the district notice, the district shall issue a notice of proposed agency action to deny the application and follow the procedures in Section 120.57, Florida Statutes, and Chapter 28, 40B-1, Part V, Florida Administrative Code. The applicant may request an extension of time in writing necessary to correct apparent errors or omissions or supply additional information requested by the district.

(b) Upon receipt of an application for an individual permit, the district will cause to be published and distributed the notices of application required by Sections 373.116, 373.413(3), and 373.413(4), Florida Statutes. The notice of application shall specify a date not less than 14 days from the date of publication and distribution by which comments or objections to the application may be filed with the district. A notice of proposed agency action on an individual permit

application will be prepared whenever possible. The notice of proposed agency action will be sent to the applicant or any other person requesting such notice. If no substantial objection to the application or notice of proposed agency action is received, the governing board may, at its discretion, consider the application at its next regularly scheduled meeting, which is at least 14 days after issuance of a notice of proposed agency action. If a substantial objection is received, the board shall proceed under the procedures in Chapter 28, Chapter 40B-1, Part V, and, if appropriate, set a time for a hearing in accordance with the provisions of Chapter 120, Florida Statutes. When there is not a reasonable opportunity for the district to issue a notice of proposed agency action, the governing board may, at its discretion, consider the application and advise the applicant and all other persons requesting notice of the governing board's action and providing an opportunity to request an administrative hearing on the action pursuant to Section 120.60(3), Florida Statutes, and Chapter 28, 40B-1, Part V, Florida Administrative Code.

(3) No change.

Specific Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 120.57, ~~120.569~~ ~~120.59~~, 120.60, 373.084, 373.085, 373.086, 373.106, 373.116, 373.118, 373.229, 373.313, 373.413, 373.416, 373.426 FS. History—New 6-16-88, Amended 12-22-92, 10-3-95, _____.

40B-1.708 Denial of Permit.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.60 FS. History—New 9-15-81, Repealed _____.

PART VIII ACQUISITION OF PROFESSIONAL SERVICES, CONTRACTUAL SERVICES AND PROCUREMENT OF COMMODITIES

40B-1.813 Contract Bidding – Resolution of Protests.

(1) The District shall give notice of its decision or intended decision concerning a bid solicitation by United States mail or by hand delivery to all bidders. Notice of other decisions or intended decisions concerning a contract award shall be given by posting the bid tabulation at the location of the bid opening or by Certified United States mail, return receipt requested. All notices pursuant to this rule shall include the following statement: Failure to file a protest within the time prescribed in subsection 120.57(3)(b) ~~120.53(5)~~, Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. The formal written protest shall state with particularity the facts and law upon which the protest is based.

(2) through (4) No change.

(5) If the subject of the protest is not resolved by mutual agreement within seven days, excluding Saturdays, Sundays, and legal holidays, of the filing of a formal protest, the following shall occur:

(a) If there is a disputed issue of material fact, the District shall refer the protest to the Division of Administrative Hearings for proceedings under subsection 120.57(1), Florida Statutes.

(b) If there is no disputed issue of material fact, an informal proceeding pursuant to subsection section 120.57(2), Florida Statutes, and the District's rules shall be conducted before a person eligible under the Florida Administrative Code or Chapter 120, Florida Statutes.

Specific Authority 373.044 FS. Law Implemented 120.57(3) ~~120.53(5)~~ FS. History—New 3-17-88, Amended 8-19-92, _____.

PART IX – FORMS AND INSTRUCTIONS

40B-1.901 General.

The District maintains a list of forms which is updated annually and is available upon request. All district forms and instructions may be obtained at the District Headquarters or requested by mail or telephone ~~as provided in subsection 40B-1.121(1)~~ and are hereby incorporated by reference as follows:

- (1) 40B-2-1 Application for General Water Use Permit – Agricultural Irrigation and Livestock Uses, Effective ~~October 1, 1982~~;
- (2) 40B-2-2 Application for General Water Use Permit – Commercial/Industrial, Water Utility, and Other Uses, Effective ~~October 1, 1982~~;
- (3) 40B-2-3 Application for General Water Use Permit – Nursery, Landscape Irrigation, and Other Uses, Effective ~~October 1, 1982~~;
- (4) through (8) No change.
- (9) 40B-2-9 Water Use Permit, Effective ~~October 1, 1982~~;
- (10) Notice of Intent to Construct a Minor Surface Water Management System Pursuant to ss. 40B-4.2010(1) or (2)(a), F.A.C., Effective _____;
- (11) Application for General Work of the District Development Permit, Effective _____;
- (12) Petition for a Formal Wetland and Surface Water Determination, Effective _____;
- (13) Joint Application for Environmental Resource Permit/Authorization To Use State Owned Submerged Lands/ Federal Dredge and Fill Permit, Effective _____;
- (14) Construction Commencement Notice, Effective _____;
- (15) Annual Status Report, Effective _____;
- (16) As-Built Certification by a Registered Professional, Effective _____; and
- (17) Notice of Intent to Construct a Minor Silvicultural Surface Water Management System Pursuant to s. 40B-400.500, F.A.C., Effective _____;

[Illustrations Not Included]

Specific Authority 373.044, 373.113 FS. Law Implemented 373 FS. History—New 9-15-81, Amended 3-17-88, 12-21-88, 10-8-89, 6-17-93, 10-3-95, 1-3-96, 6-22-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: David Still, Director, Resource Management, Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060, (904)362-1001

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

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

DATE NOTICE PROPOSED RULE DEVELOPMENT PUBLISHED IN THE FAW: November 3, 2000

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE TITLE: Minimum Surface Water Levels and Flows and Groundwater Levels

RULE NO.: 40C-8.031

PURPOSE AND EFFECT: The purpose and effect of this proposed rule amendment is to establish minimum water levels on certain waterbodies in accordance with the District's priority list and schedule, pursuant to the mandates of sections 373.042 and 373.0421, Florida Statutes.

SUMMARY: Minimum water levels will be established for the following lakes and wetlands: Boggy Marsh (wetland) and Pine Island Lake in Lake County; Lake Brantley and Lake Howell in Seminole County; Davis Lake and Upper Lake Louise in Volusia County; and Lake Swan in Putnam County. Each surface water, except for Swan Lake in Putnam County, will have a minimum frequent high level, a minimum average level, and a minimum frequent low level. Swan Lake will have a minimum frequent high level and a minimum average level. Each of the proposed water levels will have an associated hydroperiod category. The terms referenced herein are already defined in Chapter 40C-8, F.A.C. As with all minimum levels established by the District, this rule amendment will require an applicant for a permit pursuant to Chapters 40C-2, 40C-20, 40C-4, or 40C-40, F.A.C., to provide reasonable assurance that the activity for which the permit is sought would not violate these minimum levels.

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

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

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042, 373.0421 FS.

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

TIME AND DATE: 9:00 a.m., January 10, 2001 (following the regularly scheduled Governing Board meeting)

PLACE: St. Johns River Water Management District Headquarters, 4049 Reid Street, Palatka, Florida 32178

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, (904)329-4459, Suncom 860-4459

THE FULL TEXT OF THE PROPOSED RULE IS:

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels.

LAKE NAME	COUNTY	HYDROPERIOD CATEGORY	MINIMUM INFREQUENT HIGH	MINIMUM FREQUENT HIGH	MINIMUM AVERAGE	MINIMUM FREQUENT LOW	INFREQUENT LOW
Boggy Marsh	Lake	Seasonally Flooded		117.3			
		Typically Saturated			115.9		
		Semipermanently Flooded				114.5	
Brantley	Seminole	Seasonally Flooded		46.3			
		Typically Saturated			45.6		
		Semipermanently Flooded				44.1	
Davis	Volusia	Seasonally Flooded		36.2			
		Typically Saturated			35.4		
		Semipermanently Flooded				34.0	
Howell	Seminole	Seasonally Flooded		53.7			
		Typically Saturated			52.9		
		Semipermanently Flooded				51.5	
		Typically Saturated			52.6		
Pine Island	Lake	Seasonally Flooded		107.7			
		Typically Saturated			106.8		
		Semipermanently Flooded				105.4	
Swan	Putnam	Temporarily Flooded		93.0			
		Typically Saturated			90.3		
Upper Louise	Volusia	Seasonally Flooded		35.3			
		Typically Saturated			34.6		
		Semipermanently Flooded				33.2	

(1) No change.

(2) The following minimum surface water levels are established:

Specific Authority: 373.044, 373.113 FS. Law Implemented: 373.042, 373.0421, 373.103, 373.415 FS. History--New 9-16-92, Amended 8-17-94, 6-8-95, 1-17-96, 8-20-96, 10-20-96, 11-4-98, 6-27-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sonny Hall, Technical Program Manager, Department of Water Resources, St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32178-1429, (904)329-4368

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the St. Johns River Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 8, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN THE FAW: October 20, 2000

If any person decides to appeal any decision with respect to any matter considered at the above listed hearing, 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.

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 at (904)329-4101 or (904)329-4450(TDD).

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Medical Foster Care

RULE NO.: 59G-4.197

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

SUMMARY: This rule amendment will incorporate by reference the Medical Foster Care Coverage and Limitations Handbook, September 2000. This updated version will replace the December 1997 version, which is currently in use.

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.

LAW IMPLEMENTED: 409.902, 409.905(2), 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: 9:30 a.m., December 19, 2000

PLACE: Agency for Health Care Administration, 2728 Ft. Knox Boulevard, Building 3, Conference Room C, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kenn Jones, Registered Nursing Consultant, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, Telephone (850)922-7310

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.197 Medical Foster Care.

(1) This rule applies to all Medical Foster Care (MFC) providers enrolled in the Medicaid program.

(2) All Medicaid-enrolled Medical Foster Care (MFC) providers must be in compliance with the Florida Medicaid Medical Foster Care Coverage and Limitations Handbook, September 2000 ~~December 1997~~, incorporated by reference, and the Florida Medicaid Reimbursement Handbook HCFA-1500 ~~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 409.902, 409.905(2), 409.908 FS. History—New 2-22-00, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kenn Jones, Registered Nursing Consultant, Medicaid Program Development

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 31, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 15, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums, and Mobile Homes

RULE CHAPTER TITLE: The Association

RULE CHAPTER NO.: 61B-23

RULE TITLES: Regular Elections; Vacancies Caused by

Expiration of Term, Resignations, Death Recall of One or Members of a Board of

Administration at a Unit Owner Meeting; Board Certification; Filling Vacancies

Recall by Written Agreement of the Voting Interests; Board Certification;

Filling Vacancies

PURPOSE AND EFFECT: The purpose of the rule amendment to 61B-23.0021 is to bring the rule into compliance with amendments to Chapter 718. The effect of the rule amendment is to conform the election procedures to the statute as amended.

The purpose of the rule amendment to 61B-23.0027 is to clarify recall procedures regarding appointments and elections to the board to fill vacancies caused by recall at a unit owner's meeting. The effect of the rule amendment is that appointments and elections to the board to fill vacancies caused by recall are effective for the unexpired term of the seat being filled, without regard to whether an election has been noticed. Further, votes received by the board or votes revoked after adjournment of the recall meeting are ineffective. Appointments to the board

during the pendency of an arbitration are temporary pending the arbitration decision. The purpose of the rule amendment to 61B-23.0028 is to clarify recall procedures, regarding appointments and elections to the board to fill vacancies caused by recall by written agreement of the voting interests. The effect of the rule amendment is that appointments and elections to the board to fill vacancies caused by recall are effective for the unexpired term of the seat being filled, without regard to whether an election has been noticed. Further, votes received or revoked after the written agreement for recall has been served on the board are ineffective. Appointments to the board during the pendency of an arbitration are temporary pending the arbitration decision.

SUMMARY: This rule amendment addresses certain election issues in condominium associations related to vacancies created by expiration of term, resignation, or death. The amendment addresses how an association may adopt different voting procedures in its bylaws. The amendment deletes the thirty-day requirement for the second notice of election, thereby conforming the rule provision with the statute. This rule amendment also addresses the procedures to be followed for a recall by vote at a meeting of the unit owners and the appointment and election procedures to be followed for a recall by written agreement of the voting interests.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No statement of estimated regulatory costs 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: 718.112(2)(d)3., 718.112(2)(j) FS.

LAW IMPLEMENTED: 718.112, 718.301 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., January 2, 2001

PLACE: Warren Building Meeting Room #B03, 202 Blount Street, Tallahassee, Florida 32399-1030

Those persons who cannot attend in person may submit their comments in writing to Sharon A. Elzie, Senior Management Analyst II, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030, within 21 days of this notice. Written comments received after the hearing may not be considered.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting Sharon A. Elzie, Senior Management

Analyst II, (850)488-1631. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771.

THE FULL TEXT OF THE PROPOSED RULE IS:

61B-23.0021 Regular Elections; Vacancies Caused by Expiration of Term, Resignations, Death.

(1)(a) Unless otherwise provided herein, the provisions of this rule apply to all regular and runoff elections conducted by a condominium association, regardless of any provision to the contrary contained in the declaration, articles of incorporation, or bylaws of the association. ~~Except as otherwise provided by rules 61B-23.0027 and 61B-23.0028, Florida Administrative Code, the provisions of this rule do not apply to vacancies created by the recall of a board member or members. The method of removing board members by recall and the procedures for filling such vacancies are set forth in rules 61B-23.0026 through 61B-23.0028, Florida Administrative Code. An association consisting of fewer than 25 units may, by a two-thirds vote of the total voting interests taken on or after April 1, 1992, provide for different voting and election procedures in its bylaws, and may thereafter follow these procedures unless the bylaws are subsequently amended to remove or nullify them.~~

(b) Except as otherwise provided by rules 61B-23.0027 and 61B-23.0028, Florida Administrative Code, the provisions of this rule do not apply to vacancies created by the recall of a board member or members. The method of removing board members by recall and the procedures for filling such vacancies are set forth in rules 61B-23.0026 through 61B-23.0028, Florida Administrative Code.

(c) In order to adopt different voting and election procedures in its bylaws pursuant to section 718.112(2)(d)7., Florida Statutes, an association must obtain the affirmative vote of a majority of the total voting interests even if different amendatory procedures are contained in an association's bylaws. Such vote must be taken on or after June 14, 1995. The phrase "different voting and election procedures" as used in this rule and as used in Section 718.112(2)(d), Florida Statutes, refers to procedures used only for the election of board members.

~~(d)(b)~~ Balloting is not necessary to fill any vacancy unless there are two or more eligible candidates for that vacancy. In such a case, not later than the date of the scheduled election:

1. For a regular election the association shall call and hold a meeting of the membership to announce the names of the new board members, or shall notify the unit owners of the names of the new board members or that one or more board positions remain unfilled, as appropriate under the circumstances. In the alternative, the announcement may be made at the annual meeting.

2. For an election pursuant to section 718.112(2)(d)8., Florida Statutes subsection 13 of this rule, to fill a vacancy, the association shall call and hold a meeting of the membership to announce the names of the new board members or, in the alternative, shall notify the unit owners of the names of the new board members or that one or more board positions remain unfilled, as appropriate under the circumstances.

(2) through (3) No change.

(4) The first notice of the date of the election, which is required to be mailed or delivered not less than 60 days before a scheduled election, must contain the name and correct mailing address of the association. ~~The failure to mail or deliver to the eligible voters at the addresses indicated in the official records the first notice of the date of the election not less than 60 days before a scheduled election shall render any election so held null and void.~~

(5) ~~A~~ ~~Unless nominated at a board meeting as authorized by section 718.112(2)(d)3., Florida Statutes (1992 Supp.),~~ any unit owner or other eligible person desiring to be a candidate for the board of administration shall give written notice to the association not less than 40 days before a scheduled election. Written notice shall be effective when received by the association. Written notice shall be accomplished in accordance with one or more of the following methods:

(a) By certified mail, return receipt requested, directed to the association; or

(b) By personal delivery to the association; or

(c) By regular U.S. mail, facsimile, telegram, or other method of delivery to the association.

(6) No change.

(7) Upon the timely request of a candidate as set forth in this paragraph, the association shall include, with the second notice of election described in subsection (8) below, a copy of an information sheet which may describe the candidate's background, education, and qualifications as well as other factors deemed relevant by the candidate. The information contained therein shall not exceed one side of the sheet which shall be no larger than 8 1/2 inches by 11 inches. Any candidate desiring the association to mail or personally deliver copies of an information sheet to the eligible voters must furnish the information sheet to the association not less than 35 days before the election. If two or more candidates consent in writing, the association may consolidate into a single side of a page the candidate information sheets submitted by those candidates. ~~If consented to in writing by the candidates involved, two or more candidate information sheets may be consolidated into a single page. The failure of an association to mail or personally deliver a copy of a timely delivered information sheet of each eligible candidate to the eligible voters shall render any election held null and void.~~ No association shall edit, alter, or otherwise modify the content of

the information sheet. The original copy provided by the candidate shall become part of the official records of the association.

(8) In accordance with the requirements of Section 718.112(2)(d), Florida Statutes ~~Not less than 30 days before the scheduled election,~~ the association shall mail or deliver to the eligible voters at the addresses listed in the official records a second notice of the election, together with a ballot and any information sheets timely submitted by the candidates. The second notice and accompanying documents shall not contain any communication by the board which endorses, disapproves, or otherwise comments on any candidate. Accompanying the ballot shall be an outer envelope addressed to the person or entity authorized to receive the ballots and a smaller inner envelope in which the ballot shall be placed. The exterior of the outer envelope shall indicate the name of the voter, and the unit or unit numbers being voted, and shall contain a signature space for the voter. Once the ballot is filled out, the voter shall place the completed ballot in the inner smaller envelope and seal the envelope. The inner envelope shall be placed within the outer larger envelope, and the outer envelope shall then be sealed. Each inner envelope shall contain only one ballot, but if a person is entitled to cast more than one ballot, the separate inner envelopes required may be enclosed within a single outer envelope. The voter shall sign the exterior of the outer envelope in the space provided for such signature. The envelope shall either be mailed or hand delivered to the association. Upon receipt by the association, no ballot may be rescinded or changed.

(9) The written ballot shall indicate in alphabetical order by surname, each and every unit owner or other eligible person who desires to be a candidate for the board of administration and who gave written notice to the association not less than 40 days before a scheduled election, ~~or who was nominated at a board meeting as permitted under section 718.112(2)(d)3., Florida Statutes,~~ unless such person has, prior to the mailing of the ballot, withdrawn his candidacy in writing. ~~The failure of the written ballot to indicate the name of each eligible person shall render any election so held null and void.~~ No ballot shall indicate which candidates are incumbents on the board. No write-in candidates shall be permitted. No ballot shall provide a space for the signature of or any other means of identifying a voter. Except where all voting interests in a condominium are not entitled to one whole vote (fractional voting), or where all voting interests are not entitled to vote for every candidate (class voting), all ballot forms utilized by a condominium association, whether those mailed to voters or those cast at a meeting, shall be uniform in color and appearance. In the case of fractional voting, all ballot forms utilized for each fractional vote shall be uniform in color and appearance. And in class voting situations, within each separate class of voting interests all ballot forms shall be uniform in color and appearance.

(10) through (13) No change.

Specific Authority 718.112(2)(d)3., 718.501(1)(f) FS. Law Implemented 718.112, 718.301 FS. History--New 1-23-92, Amended 12-20-92, Formerly 7D-23.0021, Amended 8-24-94, 12-20-95, 1-19-97, _____.

61B-23.0027 Recall of One or More Members of a Board of Administration at a Unit Owner Meeting; Board Certification; Filling Vacancies.

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

(g) After adjournment of the meeting to recall one or more members of the board of administration:

1. Any rescission of an individual unit owner vote or any additional unit owner votes received in regard to the recall shall be ineffective.

2. Where the board determines not to certify the recall of a director and that director resigns, any appointment to fill the resulting vacancy shall be temporary pending the arbitration decision.

(4) through (5)(a)1. No change.

2. If less than a majority of the existing board is recalled in a certified recall, a vacancy or vacancies on the board may be filled by the affirmative vote of a majority of the remaining board members, subject to the provisions of section 718.301, Florida Statutes, and rules 61B-23.003 and 61B-23.0026, Florida Administrative Code, regardless of whether the authority to fill vacancies in this manner is provided in the condominium documents. No recalled board member shall be appointed by the board to fill any vacancy on the board. A board member appointed pursuant to this rule shall fill the vacancy for the unexpired term of the seat being filled until the next regularly scheduled election for any board position, regardless of whether the board position to which the member was appointed is scheduled to be filled at that election. If, however, upon appointment, the association has already mailed or delivered the first notice of election pursuant to section 718.112(2)(d)3., Florida Statutes, the board member appointed as provided in this rule shall serve until the next election scheduled in the future for any board position. If the term of office formerly held by a recalled board member has not expired on or before the date of the next regularly scheduled election, the person who is elected to that board position in the next regularly scheduled election shall fill the remainder of the recalled board member's term. If the term of a board position formerly held by a recalled board member expires on or before the date of the next regularly scheduled election, the person who is elected to that board position in the next regularly scheduled election shall be elected for a full term. If the board determines not to fill vacancies by vote of the remaining board members or if it is unable to fill vacancies in this manner (e.g., if there is a tie vote, as defined by rule 61B-23.0021, Florida Administrative Code, on the proposed replacement member; if a quorum is not obtained, or otherwise), the board may, in its discretion, call and hold an election in the manner provided by

section 718.112(2)(d)3., Florida Statutes, and rule 61B-23.0021, Florida Administrative Code, in which case any person elected shall fill the entire remaining term.

3. If a majority or more of the board is recalled in a certified recall, those replacement board members elected at the recall meeting shall take office upon adjournment of the board meeting at which it was determined to certify the recall. A board member who is elected to fill a vacancy caused by recall shall fill the vacancy for the unexpired term of the seat being filled only until the next regularly scheduled election for any board position, regardless of whether the board position to which the member was appointed is scheduled to be filled at that election. If, however, upon the election, the association has already mailed or delivered the first notice of election pursuant to section 718.112(2)(d)3., Florida Statutes, the board member elected as provided in this rule shall serve until the next election scheduled in the future for any board position. If the term of office formerly held by a recalled board member has not expired on or before the date of the next regularly scheduled election, the person who is elected to that board position in the next regularly scheduled election shall fill the remainder of the recalled board member's term. If the term of a board position formerly held by a recalled board member expires on or before the date of the next regularly scheduled election, the person who is elected to that board position in the next regularly scheduled election shall be elected for a full term.

(b) through (8) No change.

Specific Authority 718.112(2)(k)(i)5., 718.501(1)(f) FS. Law Implemented 718.112(2)(k)(i) FS. History--New 12-20-92, Formerly 7D-23.0027, Amended 8-24-94, 12-20-95, _____.

61B-23.0028 Recall by Written Agreement of the Voting Interests; Board Certification; Filling Vacancies.

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

(d) Provide a space for the person signing the written agreement to state his name, ~~and~~ identify his unit and indicate the date the written agreement is signed;

(e) through (h) No change.

(2) through (3)(a)1. No change.

2. If less than a majority of the existing board is recalled in a certified recall, a vacancy or vacancies on the board may be filled by the affirmative vote of a majority of the remaining board members, subject to the provisions of section 718.301, Florida Statutes, and rules 61B-23.003 and 61B-23.0026, Florida Administrative Code, regardless of whether the authority to fill vacancies in this manner is provided in the condominium documents. As utilized in this rule, the phrase "condominium documents" means the recorded declaration of condominium and all recorded exhibits and amendments thereto, and the articles of incorporation and bylaws of the condominium association in effect, and any amendments to each which are in effect. No recalled board member shall be appointed by the board to fill any vacancy on the board. A

board member appointed pursuant to this rule shall fill the vacancy for the unexpired term of the seat being filled until the next regularly scheduled election for any board position, regardless of whether the board position to which the member was appointed is scheduled to be filled in that election. If, however, upon appointment, the association has already mailed or delivered the first notice of election pursuant to section 718.112(2)(d)3., Florida Statutes, the board member appointed as provided in this rule shall serve until the next election scheduled in the future for any board position. If the term of a board position formerly held by a recalled board member has not expired on or before the date of the next regularly scheduled election, the person who is elected to fill that board position in the next regularly scheduled election shall fill the remainder of the recalled board member's term. If the term of a board position formerly held by a recalled board member expires on or before the date of the next regularly scheduled election, the person who is elected to fill that board position at the next regularly scheduled election shall be elected for a full term. If the board determines not to fill vacancies by vote of the remaining board members or if it is unable to fill vacancies in this manner (e.g., if there is a tie vote, as defined by rule 61B-23.0021, Florida Administrative Code, on the proposed replacement member; if a quorum is not obtained, or otherwise) the board may, in its discretion, call and hold an election in the manner provided by section 718.112(2)(d)3., Florida Statutes, and rule 61B-23.0021, Florida Administrative Code, in which case any person elected shall fill the entire remaining term.

3. If a majority or more of the board is recalled in a certified recall, those replacement board members elected by the written agreement pursuant to the procedure referenced in subsection (1)(c) of this rule shall take office upon adjournment of the board meeting at which it was determined to certify the recall. A board member who is elected to fill a vacancy caused by recall shall fill the vacancy for the unexpired term of the seat being filled only until the next regularly scheduled election for any board position, regardless of whether the board position to which the member was elected is scheduled to be filled at that election. If, however, upon the election, the association has already mailed or delivered the first notice of election pursuant to section 718.112(2)(d)3., Florida Statutes, the board member elected as provided in this rule shall serve until the next election scheduled in the future for any board position. If the term of a board position formerly held by a recalled board member has not expired on or before the date of the next regularly scheduled election, the person who is elected to fill that board position in the next regularly scheduled election shall fill the remainder of the recalled board member's term. If the term of a board position formerly held by a recalled board member expires on or before the date of the next regularly scheduled election, the person who is elected to fill that board position at the next regularly scheduled election shall be elected for a full term.

(b) No change.

(4) No change.

(5) After service of a written agreement on the board:

(a) Any rescission of an individual unit owner vote or any additional unit owner votes received in regard to the recall shall be ineffective.

(b) Where the board determines not to certify the recall of a director and that director resigns, any appointment to fill the resulting vacancy shall be temporary pending the arbitration decision.

(6)(5) Taking office. When a majority or more of the board is recalled by written agreement, replacement board members shall take office:

(a) through (d) No change.

(7)(6) No change.

Specific Authority 718.112(2)(d)(i)5., 718.501(1)(f) FS. Law Implemented 718.112(2)(d)(i) FS. History--New 12-20-92, Formerly 61B-23.0028, Amended 12-20-95, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kathryn E. Price, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

NAME OF PERSON OR SUPERVISOR WHO APPROVED THE PROPOSED RULE: Kim Binkley-Seyer, Secretary, Department of Business and Professional Regulation

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 30, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums, and Mobile Homes

RULE CHAPTER TITLE: The Association
 RULE CHAPTER NO.: 61B-75

RULE TITLES: Regular Elections; Vacancies Caused by

Expiration of Terms; Resignations, Death
 61B-75.005

Recall of one or Members of a Board of Administration At a Unit Owner Meeting; Board Certification;

Filling Vacancies
 61B-75.007

Recall by Written Agreement of the Voting Interests; Board Certification;

Filling Vacancies
 61B-75.008

PURPOSE AND EFFECT: The purpose of the rule amendment to 61B-75.005 is to bring the rule into compliance with amendments to Chapter 719. The effect of the rule amendment is to conform the election procedures to the statute as amended. The purpose of the rule amendment to 61B-75.007 is to clarify recall procedures, regarding appointments and elections to the

board to fill vacancies caused by recall at a unit owner's meeting. The effect of the rule amendment is that appointments and elections to the board to fill vacancies caused by recall are effective for the unexpired term of the seat being filled, without regard to whether an election has been noticed. Further, votes received or revoked after adjournment of the recall meeting are ineffective. Appointments to the board during the pendency of an arbitration are temporary pending the arbitration decision. The purpose of the rule amendment to 61B-75.008 is to clarify recall procedures regarding appointments and elections to the board to fill vacancies caused by recall by written agreement of the voting interests. The effect of the rule amendment is that appointments and elections to the board to fill vacancies caused by recall are effective for the unexpired term of the seat being filled, regardless of whether an election has been noticed. Further, votes received or revoked after the written agreement for recall has been served on the board are ineffective. Appointments to the board during the pendency of an arbitration are temporary pending the arbitration decision.

SUMMARY: This rule amendment addresses certain election issues in cooperative associations related to vacancies created by expiration of term, resignation, or death. The amendment addresses how an association may adopt different voting procedures in its bylaws. The amendment deletes the thirty-day requirement for the second notice of election, thereby conforming the rule provision with the statute. This rule amendment also addresses the procedures to be followed for a recall by vote at a meeting of the unit owners and by written agreement of the voting interests.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No statement of estimated regulatory costs 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: 719.106(1)(d), 719.106(1)(f) FS.

LAW IMPLEMENTED: 719.106, 719.112 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., January 2, 2001

PLACE: Warren Building Meeting Room #B03, 202 Blount Street, Tallahassee, Florida 32399-1030

Those persons who cannot attend in person may submit their comments in writing to: Sharon A. Elzie, Senior Management Analyst II, Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1033 within 21 days of this notice. Written comments received after the hearing may not be considered.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting Sharon A. Elzie, Senior Management Analyst II, (850)488-1631. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771.

THE FULL TEXT OF THE PROPOSED RULES IS:

61B-75.005 Regular Elections; Vacancies Caused by Expiration of Term, Resignations, Death.

(1)(a) Unless otherwise provided herein, the provisions of this rule apply to all regular and runoff elections conducted by a cooperative association, regardless of any provision to the contrary contained in the cooperative documents. ~~Except as otherwise provided by rules 61B-75.007 and 61B-75.008, Florida Administrative Code, the provisions of this rule do not apply to vacancies created by the recall of a board member or members. The method of removing board members by recall and the procedures for filling such vacancies are set forth in rules 61B-75.006 through 61B-75.008, Florida Administrative Code. An association consisting of fewer than 25 units may, by a two thirds vote of the total voting interests taken on or after April 1, 1992, provide for different voting and election procedures in its bylaws, and may thereafter follow these procedures unless the bylaws are subsequently amended to remove or nullify them.~~

(b) Except as otherwise provided by rules 61B-75.007 and 61B-75.008, Florida Administrative Code, the provisions of this rule do not apply to vacancies created by the recall of a board member or members. The method of removing board members by recall and the procedures for filling such vacancies are set forth in rules 61B-75.006 through 61B-75.008, Florida Administrative Code.

(c) In order to adopt different voting and election procedures in its bylaws pursuant to section 719.106(1)(f)5., F.S., an association must obtain the affirmative vote of a majority of the total voting interests even if different amendatory procedures are contained in an association's bylaws. Such vote must be taken on or after June 14, 1995. The phrase "different voting and election procedures" as used in this rule and as used in section 719.106(1)(f)5., Florida Statutes, refers to procedures used only for the election of board members.

~~(d)(b)~~ Balloting is not necessary to fill any vacancy unless there are two or more eligible candidates for that vacancy. In such a case, not later than the date of the scheduled election:

1. For a regular election the association shall call and hold a meeting of the membership to announce the names of the new board members, or shall notify the unit owners of the names of the new board members or that one or more board

positions remain unfilled, as appropriate under the circumstances. In the alternative, the announcement may be made at the annual meeting.

2. For an election pursuant to subsection (13) of this rule to fill a vacancy, the association shall call and hold a meeting of the membership to announce the names of the new board members or, in the alternative, shall notify the unit owners of the names of the new board members or that one or more board positions remain unfilled, as appropriate under the circumstances.

(2) through (3) No change.

(4) The first notice of the date of the election, which is required to be mailed or delivered not less than 60 days before a scheduled election, must contain the name and correct mailing address of the association. ~~The failure to mail or deliver to the eligible voters at the addresses indicated in the official records the first notice of the date of the election not less than 60 days before a scheduled election shall render any election so held null and void.~~

(5) ~~Unless nominated at a board meeting as authorized by section 719.106(1)(d)1., Florida Statutes, any unit owner or other eligible person desiring to be a candidate for the board of administration shall give written notice to the association not less than 40 days before a scheduled election. Written notice shall be effective when received by the association. Written notice shall be accomplished in accordance with one or more of the following methods:~~

(a) By certified mail, return receipt requested, directed to the association; or

(b) By personal delivery to the association; or

(c) By regular U.S. mail, facsimile, telegram, or other method of delivery to the association.

(6) No change.

(7) Upon the timely request of a candidate as set forth in this paragraph, the association shall include, with the second notice of election described in subsection (8) below, a copy of an information sheet which may describe the candidate's background, education, and qualifications as well as other factors deemed relevant by the candidate. The information contained therein shall not exceed one side of the sheet which shall be no larger than 8 1/2 inches by 11 inches. Any candidate desiring the association to mail or personally deliver copies of an information sheet to the eligible voters must furnish the information sheet to the association not less than 35 days before the election. If two or more candidates consent in writing, the association may consolidate into a single side of a page the candidate information sheets submitted by those candidates. ~~If consented to in writing by the candidates involved, two or more candidate information sheets may be consolidated into a single page. The failure of an association to mail or personally deliver a copy of a timely delivered information sheet of each eligible candidate to the eligible voters shall render any election held null and void.~~ No

association shall edit, alter, or otherwise modify the content of the information sheet. The original copy provided by the candidate shall become part of the official records of the association.

(8) In accordance with the requirements of Section 719.106(1)(d), Florida Statutes, ~~Not less than 30 days before the scheduled election,~~ the association shall mail or deliver to the eligible voters at the addresses listed in the official records a second notice of the election, together with a ballot and any information sheets timely submitted by the candidates. The second notice and accompanying documents shall not contain any communication by the board which endorses, disapproves, or otherwise comments on any candidate. Accompanying the ballot shall be an outer envelope addressed to the person or entity authorized to receive the ballots and a smaller inner envelope in which the ballot shall be placed. The exterior of the outer envelope shall indicate the name of the voter, and the unit or unit numbers being voted, and shall contain a signature space for the voter. Once the ballot is filled out, the voter shall place the completed ballot in the inner smaller envelope and seal the envelope. The inner envelope shall be placed within the outer larger envelope, and the outer envelope shall then be sealed. Each inner envelope shall contain only one ballot, but if a person is entitled to cast more than one ballot, the separate inner envelopes required may be enclosed within a single outer envelope. The voter shall sign the exterior of the outer envelope in the space provided for such signature. The envelope shall either be mailed or hand delivered to the association. Upon receipt by the association, no ballot may be rescinded or changed.

(9) The written ballot shall indicate in alphabetical order by surname, each and every unit owner or other eligible person who desires to be a candidate for the board of administration and who gave written notice to the association not less than 40 days before a scheduled election, ~~or who was nominated at a board meeting as permitted under section 719.106(1)(d)1., Florida Statutes,~~ unless such person has, prior to the mailing of the ballot, withdrawn his candidacy in writing. ~~The failure of the written ballot to indicate the name of each eligible person shall render any election so held null and void.~~ No ballot shall indicate which candidate or candidates are incumbents on the board. No write-in candidates shall be permitted. No ballot shall provide a space for the signature of or any other means of identifying a voter. Except where all voting interests in a cooperative are not entitled to one whole vote (fractional voting), or where all voting interests are not entitled to vote for every candidate (class voting), all ballot forms utilized by a cooperative association, whether those mailed to voters or those cast at a meeting, shall be uniform in color and appearance. In the case of fractional voting, all ballot forms utilized for each fractional vote shall be uniform in color and appearance. And in class voting situations, within each separate class of voting interests all ballot forms shall be uniform in color and appearance.

(10) through (12) No change.

(13) Unless otherwise provided in the cooperative documents, any vacancy occurring on the board prior to the expiration of a term, except in the case of a vacancy caused by recall, may be filled by the affirmative vote of the majority of the remaining directors, even if the remaining directors constitute less than a quorum, or by the sole remaining director. In the alternative, a board may in its discretion hold an election to fill the vacancy, in which case the election procedures must conform to the requirements of section 719.106(1)(d)1., Florida Statutes, and this rule. A board member appointed or elected pursuant to this rule shall fill the vacancy for the unexpired term of the seat being filled until the next regularly scheduled election for any board position, regardless of whether the board position to which the member was appointed or elected is scheduled to be filled at that election. If, however, upon appointment, the association has already mailed or delivered the first notice of election pursuant to section 719.106(1)(d)1., Florida Statutes, the board member appointed or elected as provided in this rule shall serve until the next election scheduled in the future for any board position.

Specific Authority 719.106(1)(d)1., ~~719.501(1)(f)~~ FS. Law Implemented 719.106(1)(d)1. FS. History—New 12-29-92, Formerly 7D-75.005, Amended 8-24-94, 11-15-95, _____.

61B-75.007 Recall of One or More Members of a Board of Administration at a Unit Owner Meeting; Board Certification; Filling Vacancies.

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

(g) After adjournment of the meeting to recall one or more members of the board of administration:

1. Any rescission of an individual unit owner vote or any additional unit owner votes received in regard to the recall shall be ineffective.

2. Where the board determines not to certify the recall of a director and that director resigns, any appointment to fill the resulting vacancy shall be temporary pending the arbitration decision.

(4) through (5)(a)1. No change.

2. If less than a majority of the existing board is recalled in a certified recall, a vacancy or vacancies on the board may be filled by the affirmative vote of a majority of the remaining board members, subject to the provisions of section 719.301, Florida Statutes, and Rule 61B-75.006, Florida Administrative Code, regardless of whether the authority to fill vacancies in this manner is provided in the cooperative documents. No recalled board member shall be appointed by the board to fill any vacancy on the board. A board member appointed pursuant to this rule shall fill the vacancy for the unexpired term of the seat being filled until the next regularly scheduled election for any board position, regardless of whether the board position to which the member was appointed is scheduled to be filled at that election. If, however, upon appointment, the association has already mailed or delivered the first notice of election

~~pursuant to section 719.106(1)(d)1., Florida Statutes, the board member appointed as provided in this rule shall serve until the next election scheduled in the future for any board position. If the term of office formerly held by a recalled board member has not expired on or before the date of the next regularly scheduled election, the person who is elected to that board position in the next regularly scheduled election shall fill the remainder of the recalled board member's term. If the term of a board position formerly held by a recalled board member expires on or before the date of the next regularly scheduled election, the person who is elected to that board position in the next regularly scheduled election shall be elected for a full term. If the board determines not to fill vacancies by vote of the remaining board members or if it is unable to fill vacancies in this manner (e.g., if there is a tie vote on the proposed replacement member; if a quorum is not obtained, or otherwise), the board may, in its discretion, call and hold an election in the manner provided by section 719.106(1)(d)1., Florida Statutes, and rule 61B-75.005, Florida Administrative Code, in which case any person elected shall fill the entire remaining term.~~

3. If a majority or more of the board is recalled in a certified recall, those replacement board members elected at the recall meeting shall take office upon adjournment of the board meeting at which it was determined to certify the recall. A board member who is elected to fill a vacancy caused by recall shall fill the vacancy for the unexpired term of the seat being filled only until the next regularly scheduled election for any board position, regardless of whether the board position to which the member was appointed is scheduled to be filled at that election. If, however, upon the election, the association has already mailed or delivered the first notice of election pursuant to section 719.106(1)(d)1., Florida Statutes, the board member elected as provided in this rule shall serve until the next election scheduled in the future for any board position. If the term of office formerly held by a recalled board member has not expired on or before the date of the next regularly scheduled election, the person who is elected to that board position in the next regularly scheduled election shall fill the remainder of the recalled board member's term. If the term of a board position formerly held by a recalled board member expires on or before the date of the next regularly scheduled election, the person who is elected to that board position in the next regularly scheduled election shall be elected for a full term.

(b) No change.

Specific Authority 719.501(1)(f) FS. Law Implemented 719.106(1)(f) FS. History—New 12-29-92, Formerly 7D-75.007, Amended 8-24-94, 11-15-95, _____.

61B-75.008 Recall by Written Agreement of the Voting Interests; Board Certification; Filling Vacancies.

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

(d) Provide a space for the person executing the written agreement to state his name, and identify his unit, and indicate the date the written agreement is signed;

(e) through (h) No change.

(2) through (3)(a)1. No change.

2. If less than a majority of the existing board is recalled in a certified recall, a vacancy or vacancies on the board may be filled by the affirmative vote of a majority of the remaining board members, subject to the provisions of section 719.301, Florida Statutes, and Rule 61B-75.006, Florida Administrative Code, regardless of whether the authority to fill the vacancies in this manner is provided in the cooperative documents. No recalled board member shall be appointed by the board to fill any vacancy on the board. A board member appointed pursuant to this rule shall fill the vacancy for the unexpired term of the seat being filled until the next regularly scheduled election for any board position, regardless of whether the board position to which the member was appointed is scheduled to be filled in that election. ~~If, however, upon appointment, the association has already mailed or delivered the first notice of election pursuant to section 719.106(1)(d)1., Florida Statutes, the board member appointed as provided in this rule shall serve until the next election scheduled in the future for any position. If the term of a board position formerly held by a recalled board member has not expired on or before the date of the next regularly scheduled election, the person who is elected to fill that board position in the next regularly scheduled election shall fill the remainder of the recalled board member's term. If the term of a board position formerly held by a recalled board member expires on or before the date of the next regularly scheduled election, the person who is elected to fill that board position at the next regularly scheduled election shall be elected for a full term.~~ If the board determines not to fill vacancies by vote of the remaining board members or if it is unable to fill vacancies in this manner (e.g., if there is a tie vote on the proposed replacement member; if a quorum is not obtained, or otherwise), the board may, in its discretion, call and hold an election in the manner provided by section 719.301, Florida Statutes, and rule 61B-75.005, Florida Administrative Code, in which case any person elected shall fill the entire remaining term.

3. If a majority or more of the board is recalled in a certified recall, those replacement board members elected by the written agreement pursuant to the procedure referenced in paragraph (1)(c) of this rule shall take office upon adjournment of the board meeting at which it was determined to certify the recall. A board member who is elected to fill a vacancy caused by recall shall fill the vacancy for the unexpired term of the seat being filled only until the next regularly scheduled election for any board position, regardless of whether the board position to which the member was elected is scheduled to be filled at that election. ~~If, however, upon the election, the association has already mailed or delivered the first notice of~~

~~election pursuant to section 719.106(1)(d)1., Florida Statutes, the board member elected as provided in this rule shall serve until the next election scheduled in the future for any board position. If the term of a board position formerly held by a recalled board member has not expired on or before the date of the next regularly scheduled election, the person who is elected to fill that board position in the next regularly scheduled election shall fill the remainder of the recalled board member's term. If the term of a board position formerly held by a recalled board member expires on or before the date of the next regularly scheduled election, the person who is elected to fill that board position at the next regularly scheduled election shall be elected for a full term.~~

(b) No change.

(4) No change.

(5) After service of a written agreement on the board:

(a) Any rescission of an individual unit owner vote or any additional unit owner votes received in regard to the recall shall be ineffective.

(b) Where the board determines not to certify the recall of a director and that director resigns, any appointment to fill the resulting vacancy shall be temporary pending the arbitration decision.

~~(5)~~ Taking office. When a majority or more of the board is recalled by written agreement, replacement board members shall take office:

(a) through (d) No change.

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

Specific Authority 719.501(1)(f) FS. Law Implemented 719.106(1)(f) FS. History--New 12-29-92, Formerly 7D-75.008, Amended 11-15-95, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kathryn E. Price, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

NAME OF PERSON OR SUPERVISOR WHO APPROVED THE PROPOSED RULE: Kim Binkley-Seyer, Secretary, Department of Business and Professional Regulation

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 30, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

RULE TITLE: Euthanasia of Dogs and Cats; Technician

RULE NO.:

Certification Course 61G18-16.005

PURPOSE AND EFFECT: The purpose of the amendments is to delete rule text that is no longer desired by the Board and to add new rule text to further clarify the requirements for a certified veterinary technician.

~~6.(f)~~ 40 CFR 72, Subpart F, Federal Acid Rain Permit Issuance Procedures.

~~7.(g)~~ 40 CFR 72, Subpart G, Acid Rain Phase II Implementation.

~~8.(h)~~ 40 CFR 72, Subpart H, Permit Revisions.

~~9.(i)~~ 40 CFR 72, Subpart I, Compliance Certification.

(b) The following appendices of 40 CFR Part 72, revised as of July 1, 2000, or later as specifically indicated, are adopted and incorporated by reference:

1. Appendix A, Methodology for Annualization of Emissions Limits.

2. Appendix B, Methodology for Conversion of Emissions Limits.

3. Appendix C, Actual 1985 Yearly SO₂ Emissions Calculation.

4. Appendix D, Calculation of Potential Electric Output Capacity.

(15) Chapter 40 Code of Federal Regulations, Part 73, Sulfur Dioxide Allowance System. The following subparts of 40 CFR Part 73, revised as of July 1, ~~2000~~ ~~1996~~, are adopted and incorporated by reference:

(a) 40 CFR 73, Subpart A, Background and Summary.

(b) 40 CFR 73, Subpart B, Allowance Allocations.

(c) 40 CFR 73, Subpart C, Allowance Tracking System.

(d) 40 CFR 73, Subpart D, Allowance Transfers.

(e) 40 CFR 73, Subpart E, Auctions, Direct Sales, and Independent Power Producers Written Guarantee.

(f) 40 CFR 73, Subpart F, Energy Conservation and Renewable Energy Reserve.

(g) 40 CFR 73, Subpart G, Small Diesel Refineries.

(16) Chapter 40, Code of Federal Regulations, Part 75, Continuous Emission Monitoring.

(a) The following subparts of 40 CFR Part 75, revised as of July 1, ~~2000~~ ~~1996~~, are adopted and incorporated by reference:

1. 40 CFR 75, Subpart A, General.

2. 40 CFR 75, Subpart B, Monitoring Provisions.

3. 40 CFR 75, Subpart C, Operation and Maintenance Requirements.

4. 40 CFR 75, Subpart D, Missing Data Substitution Procedures.

5. 40 CFR 75, Subpart E, Alternative Monitoring Systems.

6. 40 CFR 75, Subpart F, Recordkeeping Requirements.

7. 40 CFR 75, Subpart G, Reporting Requirements.

8. 40 CFR 75, Subpart H, NO_x Mass Emissions Provisions.

(b) The following appendices of 40 CFR Part 75, revised as of July 1, ~~2000~~ ~~1996~~, or later as specifically indicated, are adopted and incorporated by reference:

1. Appendix A, Specifications and Test Procedure.

2. Appendix B, Quality Assurance and Quality Control Procedures.

3. Appendix C, Missing Data Estimation Procedures.

4. Appendix D, Optional SO₂ Emissions Data Protocol for Gas-Fired and Oil-Fired Units.

5. Appendix E, Optional NO_x Emissions Estimation Protocol for Gas-Fired Peaking Units and Oil-Fired Peaking Units.

6. Appendix F, Conversion Procedures, ~~amended November 20, 1996, 61 FR 59142.~~

7. Appendix G, Determination of CO₂ Emissions.

8. Appendix H, Revised Traceability Protocol No. 1.

9. Appendix I, Optional F-Factor/Fuel Flow Method.

10. Appendix J, Compliance Dates for Revised Recordkeeping Requirements and Missing Data Procedures.

(17) Chapter 40, Code of Federal Regulations, Part 76, Acid Rain Nitrogen Oxides Emission Reduction Program.

(a) The provisions of 40 CFR Part 76, Sections 76.1 through ~~76.15, 76.16, revised as of December 19, 1996, 61 FR 67112, and amended January 23, 1997, 62 FR 3463; June 12, 1997, 62 FR 32038,~~ are adopted and incorporated by reference.

(b) The following appendices of 40 CFR Part 76, revised as of July 1, ~~2000~~ ~~1996~~, or later as specifically indicated, are adopted and incorporated by reference:

1. Appendix A, Phase I Affected Coal-Fired Utility Units with Group 1 or Cell Burner Boilers.

2. Appendix B, Procedures and Methods for Estimating Costs of Nitrogen Oxides Controls Applied to Group 1, Phase I Boilers.

(18) Chapter 40, Code of Federal Regulations, Part 77, Excess Emissions. The provisions of 40 CFR Part 77, Sections 77.1 through 77.6, revised as of July 1, ~~2000~~ ~~1996~~, are adopted and incorporated by reference.

(19) Chapter 40, Code of Federal Regulations, Part 78, Appeal Procedures for Acid Rain Program. The provisions of 40 CFR Part 78, Sections 78.1 through 78.20, revised as of July 1, ~~2000~~ ~~1996~~, are adopted and incorporated by reference.

(20) through (22) No change.

Specific Authority 403.061, 403.8055 FS. Law Implemented 403.031, 403.061, 403.087 FS. History—New 3-13-96, Amended 6-25-96, 10-7-96, 10-17-96, 12-20-96, 4-18-97, 6-18-97, 7-7-97, 10-3-97, 12-10-97, 3-2-98, 04-07-98, 5-20-98, 6-8-98, 10-19-98, 4-1-99, 7-1-99, 9-1-99, 10-1-99, 4-1-00, 8-1-00, 1-1-01.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Howard L. Rhodes, Director, Division of Air Resource Management

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Kirby B. Green, Deputy Secretary, Department of Environmental Protection

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 2, 2000

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLES: Acupuncture Program Requirements
 Supervised Clinical Experience Defined

RULE NOS.: 64B1-4.001
 64B1-4.0015

PURPOSE AND EFFECT: Proposed Rule 64B1-4.001 will set forth the requirement for acupuncture education programs to include courses in western biomedical and diagnostic terminology which include training to use laboratory test and imaging findings; and, for applicants after July 31, 2001 to have completed a program that incorporates instruction in safe and beneficial use of laboratory tests and imaging findings. Proposed rule 64B1-4.0015 will set forth the requirement that supervised clinical experience must include use of findings of laboratory test and imaging findings.

SUMMARY: The proposed changes to Rule 64B1-4.001 will add a requirement for all applicants for licensure as an acupuncturist to have completed courses in western biomedical terminology and diagnostic terminology, in addition to the various specific subjects and program minimums already specified in the Rule 64B1-4.001. The proposed changes to Rule 64B1-4.001 will also require applicants after July 31, 2001 to have completed a program that incorporates the safe and beneficial use of laboratory test and imaging findings in the practice of acupuncture and oriental medicine. The proposed changes to Rule 64B1-4.0015 will state that the supervised clinical experience of applicants after July 31, 2001 must include observation and usage of findings of laboratory test and imaging findings.

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: 457.102, 457.104, 457.105 FS.

LAW IMPLEMENTED: 457.102, 457.105 FS.

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

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

PLACE: Holiday Inn, 1355 Apalachee Parkway, Tallahassee, Florida 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: William Buckhalt, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULES IS:

64B1-4.001 Acupuncture Program Requirements.

In order to be certified to take the licensure examination, the applicant must establish that he/she has met the following minimal requirements. For persons who enrolled on or after July 1, 1997, the applicant must complete the program in which they have enrolled.

(1) No change.

(2) For applicants who enroll on or after August 1, 1997, applicants must have completed a program that meets the following minimum requirements:

(a) through (f) No change.

(g) Courses in western biomedical terminology or western biomedical and diagnostic terminology, which shall include the subject matter presented in biomedical clinical science academic courses, and includes training to use laboratory test and imaging findings in the course of treatment rendered to patients by acupuncture physicians.

(3) Applicants who apply for licensure on or after August 1, 2001 must have completed the core curriculum comparable to that of the Accreditation Commission for Acupuncture and Oriental Medicine (ACAOM) master's level program in oriental medicine with a minimum of 2700 hours of supervised instruction; and

(a) through (b) No change.

(c) Courses in western biomedical terminology or western biomedical and diagnostic terminology, which shall include the subject matter presented in biomedical clinical science academic courses, and includes training to use laboratory test and imaging findings in the course of treatment rendered to patients by acupuncture physicians.

(4) Applicants who apply for licensure on or after October 1, 2003 must have graduated from an ACAOM candidate or accredited 4-year master's level program or ~~foreign~~ equivalent in oriental medicine with a minimum of 2700 hours of supervised instruction; and

(a) through (b) No change.

(c) Courses in western biomedical terminology or western biomedical and diagnostic terminology, which shall include the subject matter presented in biomedical clinical science academic courses, and includes training to use laboratory test and imaging findings in the course of treatment rendered to patients by acupuncture physicians.

(5) For applicants who enroll on or after July 31, 2001, applicants must have completed a program that incorporates the safe and beneficial use of laboratory test and imaging findings in the practice of acupuncture and oriental medicine.

Specific Authority 457.102, 457.104, 457.105 FS. Law Implemented 457.102, 457.105 FS. History—New 8-30-84, Formerly 21AA-4.01, Amended 7-20-88, 4-30-89, 9-19-89, 3-18-92, Formerly 21AA-4.001, 61F1-4.001, Amended 3-24-96, Formerly 59M-4.001, Amended 12-31-97, 11-1-99, 6-21-00, _____.

64B1-4.0015 Supervised Clinical Experience Defined.

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

(1) through (5) No change.

(6) For applicants who enroll on or after July 31, 2001, during supervised clinical experience, the student must observe and use the findings of laboratory test and imaging findings in the course of patient treatment.

Specific Authority 457.104 FS. Law Implemented 457.105 FS. History--New 11-21-95, Amended 2-19-96, Formerly 59M-4.0015, Amended 6-21-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Acupuncture

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 1, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 29, 2000

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLE: Content and Retention of Medical Records RULE NO.: 64B1-10.001

PURPOSE AND EFFECT: The proposed rule will require that medical records maintained by acupuncturist must include laboratory test and imaging films, reports, and tests findings when appropriate and medically necessary.

SUMMARY: The proposed rule will add laboratory test results and imaging films, reports or test results when appropriate and medically necessary to the specified minimum medical records which acupuncturists are required to maintain to justify a course of treatment.

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: 457.104 FS.

LAW IMPLEMENTED: 457.109(1)(m) FS.

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

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

PLACE: Holiday Inn, 1355 Apalachee Parkway, Tallahassee, Florida 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B1-10.001 Content and Retention of Medical Records.

(1) Acupuncturists are required to maintain written medical records justifying the course of treatment of each patient. These records must include for each patient at least the following:

(a) through (e) No change.

(f) Laboratory test results when appropriate and medically necessary;

(g) Imaging films, reports or test results when appropriate and medically necessary.

(2) No change.

Specific Authority 457.104, 457.109(1)(m) FS. Law Implemented 457.109(1)(m) FS. History--New 5-24-87, Amended 12-21-87, Formerly 21AA-10.001, Amended 12-26-93, Formerly 61F1-10.001, 59M-10.001, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Acupuncture

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 1, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 29, 2000

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Application, Certification, Registration, and Licensure Fees RULE NO.: 64B8-3.002

PURPOSE AND EFFECT: The proposed rule amendment is intended to address a fee for a temporary certificate to practice in an approved cancer center.

SUMMARY: The proposed rule amendment implements a fee of \$300 for a temporary certificate to practice in an approved cancer center.

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

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

SPECIFIC AUTHORITY: 455.564, 455.587, 458.309, 458.311, 458.313, 458.3135, as created by section 36, Ch. 2000-318, Laws of Florida., 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 FS.

LAW IMPLEMENTED: 455.564, 455.587, 458.311, 458.3115, 458.3124, 458.313, 458.3135, as created by section 36, Ch. 2000-318, Laws of Florida., 458.3145, 458.315, 458.316, 458.317, 458.345, 458.347 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., December 19, 2000
PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-3.002 Application, Certification, Registration, and Licensure Fees.

The following fees are prescribed by the Board:

- (1) No change.
- (2) An application fee in the amount of \$300.00 for a person desiring to obtain a temporary certificate to practice in areas of critical need, as provided in Section 458.315, F.S., and a temporary certificate to practice in an approved cancer center, as provided in Section 458.3135, F.S.
- (3) through (8) No change.

Specific Authority ~~456.013, 456.025, 455.564, 455.587,~~ 458.309, 458.311, 458.313, 458.3135, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 FS. Law Implemented ~~456.013, 456.025, 455.564, 455.587,~~ 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3145, 458.315, 458.316, 458.317, 458.345, 458.347 FS. History—New 12-5-79, Amended 11-10-82, 8-11-85, 10-24-85, Formerly 21M-19.02, Amended 12-4-86, 11-3-87, 7-4-88, 10-23-89, 11-12-89, 11-11-90, 1-16-91, 1-9-92, 2-10-92, 9-7-92, Formerly 21M-19.002, Amended 9-21-93, Formerly 61F6-19.002, Amended 2-13-95, 2-20-96, 6-24-96, Formerly 59R-3.002, Amended 6-7-98, 8-11-98, 11-22-98, 12-14-99,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 6, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 27, 2000

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Temporary Certificate for Visiting Physician

RULE NO.:

to Practice in Approved Cancer Center 64B8-4.028

PURPOSE AND EFFECT: The proposed rule is intended to set forth criteria in order to be eligible as a visiting physician practicing in an approved cancer center.

SUMMARY: The proposed rule requires those desiring a temporary certificate to practice in an approved cancer center to meet specific criteria as outlined in the rule.

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

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

SPECIFIC AUTHORITY: 458.3135 FS.

LAW IMPLEMENTED: 458.3135 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., December 19, 2000
PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-4.028 Temporary Certificate for Visiting Physician to Practice in Approved Cancer Center.

(1) The qualifications necessary for a facility to be an “approved cancer center,” pursuant to Section 458.3135, Florida Statutes, shall be that the facility is licensed under Chapter 395, F.S., has met the standards to be a National Cancer Institute-designated cancer center, and has submitted documentation to the Board that those requirements have been met.

(2) The term “direct supervision” as used in Section 458.3135, Florida Statutes, shall require the physical presence of the supervising physician on the premises so that the supervising physician is immediately available when needed.

Specific Authority 458.3135 FS. Law Implemented 458.3135 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 27, 2000

VIOLATION	RECOMMENDED RANGE OF PENALTY	
	<u>FIRST OFFENSE</u>	<u>SECOND OFFENSE</u>
(a) Attempting to obtain a license or certificate by bribery, fraud or through an error of the Department or the Board. (458.331(1)(a), F.S.) (456.072 455.624(1)(h), F.S.)	(a) From denial or revocation of license with ability to reapply upon payment of \$5,000.00 fine to denial of license without ability to reapply, or permanent revocation.	<u>(a) From denial or revocation without the ability to reapply and payment of a \$10,000 fine, to denial or revocation without the ability to reapply and a \$10,000.00 fine.</u>
(b) Action taken against license by another jurisdiction. (458.331(1)(b), F.S.) (456.072 455.624(1)(f)(h), F.S.)	(b) 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 \$1,000.00 to \$5,000.00.	<u>(b) From imposition of discipline comparable to the discipline which would have been imposed if the substantive violation had occurred in Florida to revocation or denial of the license, and an administrative fine ranging from \$5,000.00 to \$10,000.00.</u>
1. Action taken against license by another jurisdiction <u>relating to healthcare involving Medicare or Medicaid</u> fraud in dollar amounts in excess of \$5,000.00.	1. Revocation or in the case of application for licensure, denial of licensure.	<u>1. Revocation or denial without the ability to reapply and payment of a \$10,000.00 fine.</u>
2. Action taken against license by another jurisdiction <u>relating to healthcare involving Medicare or Medicaid</u> fraud in dollar amounts of \$5,000.00 or less.	2. A \$10,000.00 administrative fine, and suspension of the license, followed by a period of probation.	<u>2. Revocation or denial.</u>
(c) Guilty of crime directly relating to practice or ability to practice. (458.331(1)(c), F.S.) (456.072 455.624(1)(c), F.S.)	(c) From probation to revocation or denial of the license and an administrative fine ranging from \$1,000.00 to \$10,000.00.	<u>(c) From suspension to revocation or denial of the license and an administrative fine ranging from \$5,000.00 to \$10,000.00.</u>
1. Involving a crime directly related to <u>healthcare Medicare or Medicaid</u> fraud in dollar amounts in excess of \$5,000.00.	1. Revocation or in the case of application for licensure, denial of licensure.	<u>1. Revocation without the ability to reapply or in the case of application for licensure, denial of licensure, and payment of a \$10,000.00 fine.</u>
2. Involving a crime directly related to <u>healthcare Medicare or Medicaid</u> fraud in dollar amounts of \$5,000.00 or less.	2. A \$10,000.00 administrative fine, compliance with any criminal probation, a reprimand and suspension of the license, followed by a period of probation.	<u>2. Revocation</u>
(d) False, deceptive, or misleading advertising. (458.331(1)(d), F.S.)	(d) From <u>a letter of concern reprimand</u> to one (1) year suspension or denial, and an administrative fine from \$1,000.00 to \$5,000.00.	<u>(d) From reprimand to up to one (1) year suspension or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u>

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| <p>(e) Failure to report another licensee in violation.
(458.331(1)(e), F.S.)
<u>(456.072 455.624(1)(i), F.S.)</u></p> <p>(f) Aiding unlicensed practice.
(458.331(1)(f), F.S.)
<u>(456.072 455.624(1)(j), F.S.)</u></p> <p>(g) Failure to perform legal obligation.
(458.331(1)(g), F.S.)
<u>(456.072 455.624(1)(k), F.S.)</u></p> | <p>(e) From a <u>letter of concern reprimand</u> to probation or denial, and an administrative fine from \$1,000.00 to \$5,000.00.</p> <p>(f) From probation to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> <p>(g) For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a <u>letter of concern reprimand</u> to revocation or denial and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p>(e) From <u>probation to suspension or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> <p>(f) From <u>suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> <p>(g) For <u>any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from a reprimand to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>1. Failing to register a laser device.
<u>(456.072 455.624(1)(d), F.S.)</u></p> | <p>1. If the device is an approved device, from an administrative fine of \$1,000.00 to \$5,000.00; if the device is not approved, from an administrative fine from \$5,000.00 to a suspension or denial and an administrative fine of \$10,000.00.</p> | <p>1. <u>If the device is an approved device, from a reprimand to probation or restriction of practice and an administrative fine of \$5,000.00 to \$10,000.00; if the device is not approved, from suspension to revocation and an administrative fine of \$10,000.00.</u></p> |
| <p>2. Continuing medical education (CME) violations.
<u>(456.072 455.624(1)(e), F.S.)</u>
<u>(456.072 455.624(1)(s), F.S.)</u></p> | <p>2. Within twelve months of the date of the filing of the final order, the licensee must submit certified documentation of completion of all CME requirements for the period for which the citation was issued; prior to renewing the license for the next biennium, Respondent must document compliance with the CME requirements for the relevant period; AND:</p> | <p>2. <u>Within twelve months of the date of the filing of the final order, the licensee must submit certified documentation of completion of all CME requirements for the period for which the citation was issued; prior to renewing the license for the next biennium, Respondent must document compliance with the CME requirements for the relevant period; AND:</u></p> |
| <p>a. Failure to document required HIV/AIDS and related infections of TB CME, <u>or substituted end-of-life care CME.</u></p> | <p>a. An administrative fine of \$500.00 to \$1,000.00.</p> | <p>a. <u>A reprimand and an administrative fine of \$1,000.00 to \$5,000.00.</u></p> |
| <p>b. Failure to document required domestic violence CME, <u>or substituted end-of-life care CME.</u></p> | <p>b. An administrative fine of \$500.00 to \$1,000.00.</p> | <p>b. <u>A reprimand and an administrative fine of \$1,000.00 to \$5,000.00.</u></p> |
| <p>c. Failure to document required HIV/AIDS and related infections of TB and failure to document domestic violence CME.</p> | <p>c. An administrative fine of \$1000.00 to \$2,000.00.</p> | <p>c. <u>A reprimand and an administrative fine of \$5,000.00 to \$10,000.00.</u></p> |
| <p><u>d. Failure to document some, but not all CME hours.</u></p> | <p>d. An administrative fine of \$100.00 per hour not documented.</p> | <p>d. <u>A reprimand and an administrative fine of \$500.00 per hour not documented.</u></p> |
| <p><u>e. Failure to document any CME hours.</u></p> | <p>e. <u>A reprimand and an administrative fine from \$5,000.00 to \$10,000.</u></p> | <p>e. <u>Suspension until documentation of completion, a reprimand and an administrative fine of \$10,000.00.</u></p> |

3. Failure to comply with the requirements of ss. 381.026 and 381.0261, F.S., to provide patients with information about patient rights. (456.072 ~~455.624~~(1)(t), F.S.)

4. Failing to comply with the requirements for profiling and credentialing. (456.072 ~~455.624~~(1)(v), F.S.); (458.319, F.S.); (458.565, F.S.)

a. Involving a violation of any provision of Chapter ~~456 455, Part II~~, F.S., for failing to comply with the requirements for profiling and credentialing, by failing to timely provide updated information, on a profile, credentialing, or initial or renewal licensure application.

b. Involving violations of any provision of Chapter ~~456 455, Part II~~, Part II, F.S., for making misleading, untrue, deceptive or fraudulent representations on a profile, credentialing, or initial or renewal licensure application.

5. Failing to report to the board within 30 days after the licensee has been convicted of a crime in any jurisdiction. Convictions prior to the enactment of this section ~~not must be~~ reported in writing to the board, on or before October 1, 1999. (456.072 ~~455.624~~(1)(w), F.S.)

6. Failing to comply with obligations regarding ownership and control of medical records, patient records; report or copies of records to be furnished. (456.054 ~~455.667~~, F.S.) (~~458.331(1)(m), F.S.~~)

7. Failing to maintain confidentiality of communication between a patient and a psychiatrist. (456.059 ~~455.674~~, F.S.)

~~3. Corrective action for nonwillful violations. Administrative fine of up to \$100.00 for the second and subsequent nonwillful violations; and an administrative fine from \$250.00 to \$500.00 for the second and subsequent willful violations with each intentional and willful violation a separate violation subject to said fine.~~

a. If the licensee complies within six (6) months of the violation, then an administrative fine of up to \$2,000.00; if compliance after six (6) months, an administrative fine of up to \$5,000.00 and a reprimand.

b. Referral to State Attorney for prosecution pursuant to Sections ~~456.067 455.634~~ and ~~456.066 455.634~~, F.S., and from suspension and a reprimand and a \$5,000.00 administrative fine to revocation or denial.

5. From an administrative fine of \$2,000.00 to a fine of \$5,000.00 and a reprimand or denial without the ability to reapply.

6. From a letter of concern to reprimand to denial or two (2) years suspension followed by probation or denial and an administrative fine from \$1,000.00 to \$5,000.00.

7. From a \$5,000.00 administrative fine and a reprimand to suspension and a \$10,000.00 administrative fine or denial.

3. Administrative fine of up to \$100.00 for the second and subsequent nonwillful violations; and an administrative fine from \$250.00 to \$500.00 for the second and subsequent willful violations with each intentional and willful violation a separate violation subject to said fine.

a. If the licensee complies within six (6) months of the violation, then a reprimand and an administrative fine from \$5,000.00 to \$10,000.00; if compliance after six (6) months, from suspension to revocation and an administrative fine of \$10,000.00.

b. Referral to State Attorney for prosecution and from suspension and a reprimand and a \$10,000.00 fine to revocation or denial.

5. From suspension to revocation without the ability to reapply and an administrative fine from \$5,000.00 to \$10,000.00.

6. From a reprimand to two (2) years suspension followed by probation or denial and an administrative fine from \$5,000.00 to \$10,000.00.

7. From suspension to revocation or denial.

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| <p>8. Failing to report final disposition of professional liability claims and actions.
(<u>456.049</u> 455.697, F.S.)</p> | <p>8. If the licensee complies within six (6) months of the violation then an administrative fine of up to \$2,000.00; if compliance after six (6) months, an administrative fine of up to \$5,000.00 and a reprimand.</p> | <p><u>8. If the licensee complies within six (6) months of the violation, then a reprimand and an administrative fine from \$5,000.00 to \$10,000.00; if compliance after six (6) months, from suspension to revocation and an administrative fine of \$10,000.00.</u></p> |
| <p>9. Failing to disclose financial interest to patient.
(<u>456.052</u> 455.704, F.S.)</p> | <p>9. <u>A refund of fees paid by or on behalf of the patient and from</u> From an administrative fine of \$1,000.00 to a reprimand and an administrative fine of \$5,000.00.</p> | <p><u>9. A refund of fees paid by or on behalf of the patient and from restriction of practice and an administrative fine of \$5,000.00 to a reprimand and an administrative fine of \$10,000.00.</u></p> |
| <p>(h) Filing a false report or failing to file a report as required.
(458.331(1)(h), F.S.)
(<u>456.072</u> 455.624(1)(l), F.S.)</p> | <p>(h) <u>From a letter of concern or denial to</u> one (1) year probation to revocation or denial, and an administrative fine from \$1,000.00 to <u>\$5,000.00</u> \$10,000.00.</p> | <p><u>(h) From one (1) year probation to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>1. Involving <u>healthcare</u> Medicare or Medicaid fraud in dollar amounts in excess of \$5,000.00.</p> | <p>1. Revocation or in the case of application for licensure, denial of licensure.</p> | <p><u>1. Revocation or denial without the ability to reapply and payment of a \$10,000.00 fine.</u></p> |
| <p>2. Involving <u>healthcare</u> Medicare or Medicaid fraud in dollar amounts of \$5,000.00 or less.</p> | <p>2. A \$10,000.00 administrative fine, suspension of the license, followed by a period of probation.</p> | <p><u>2. Revocation</u></p> |
| <p>(i) Kickbacks or split fee arrangements.
(458.331(1)(i), F.S.)
(<u>456.054</u> 455.657, F.S.)</p> | <p>(i) <u>A refund of fees paid by or on behalf of the patient and from</u> From six (6) months suspension to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>(i) A refund of fees paid by or on behalf of the patient and from a two (2) year suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(j) <u>Sexual misconduct</u> Exercising influence to engage patient in sex.
(458.331(1)(j), F.S.)
(458.329, F.S.)
(<u>456.072</u> 455.624(1)(u), F.S.)</p> | <p>(j) From one (1) year suspension and a reprimand and an administrative fine of \$5,000.00 to revocation or denial, and an administrative fine of \$10,000.00.</p> | <p><u>(j) Revocation.</u></p> |
| <p>(k) Deceptive, untrue, or fraudulent representations in the practice of medicine.
(458.331(1)(k), F.S.)
(<u>456.072</u> 455.624(1)(a),(m), F.S.)</p> | <p>(k) From probation to revocation and denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>(k) From suspension to revocation and denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>1. Deceptive, untrue, or fraudulent representations in the practice of medicine involving <u>healthcare</u> Medicare or Medicaid fraud in dollar amounts in excess of \$5,000.00.</p> | <p>1. Revocation or in the case of application for licensure, denial of licensure.</p> | <p><u>1. Revocation or denial without the ability to reapply and payment of a \$10,000.00 fine.</u></p> |
| <p>2. Deceptive, untrue, or fraudulent representations in the practice of medicine involving <u>healthcare</u> Medicare or Medicaid fraud in dollar amounts of \$5,000.00 or less.</p> | <p>2. A \$10,000.00 administrative fine, suspension of the license, followed by a period of probation.</p> | <p><u>2. Revocation</u></p> |

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| <p>(l) Improper solicitation of patients. (458.331(1)(l), F.S.)</p> | <p>(l) From one (1) year suspension to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>(l) From one (1) year suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(m) Failure to keep <u>appropriate</u> legible written medical records. (458.331(1)(m), F.S.)</p> | <p>(m) From a reprimand to denial or two (2) years suspension followed by probation, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>(m) From probation to suspension followed by probation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>1. Failure to keep <u>appropriate</u> legible written medical records <u>involving healthcare that is related to Medicare or Medicaid</u> fraud in dollar amounts in excess of \$5,000.00.</p> | <p>1. Revocation or in the case of application for licensure, denial of licensure.</p> | <p><u>1. Revocation or denial without the ability to reapply and payment of a \$10,000.00 fine.</u></p> |
| <p>2. Failure to keep <u>appropriate</u> legible written medical records <u>involving healthcare that is related to Medicare or Medicaid</u> fraud in dollar amounts of \$5,000.00 or less.</p> | <p>2. A \$10,000.00 administrative fine, suspension of the license, followed by a period of probation.</p> | <p><u>2. Revocation or denial.</u></p> |
| <p>(n) Exercising influence on patient for financial gain. (458.331(1)(n), F.S.)
<u>(456.072 455.624)</u>(1)(n), F.S.)</p> | <p>(n) <u>Payment of fees paid by or on behalf of the patient and from</u> From probation to denial or two (2) years suspension, and an administrative fine from \$5,000.00 to \$10,000.00.</p> | <p><u>(n) Payment of fees paid by or on behalf of the patient and from suspension to revocation or denial and an administrative fine of \$10,000.00.</u></p> |
| <p>(o) Improper advertising of pharmacy. (458.331(1)(o), F.S.)</p> | <p>(o) From a reprimand and \$250.00 fine <u>or denial</u> to one (1) year probation, and an administrative fine from \$250.00 to \$5,000.00.</p> | <p><u>(o) From probation to suspension or denial and an administrative fine of \$5,000.00 to \$10,000.00.</u></p> |
| <p>(p) Performing professional services not authorized by patient. (458.331(1)(p), F.S.)</p> | <p>(p) From a reprimand <u>or to</u> to denial <u>to</u> or two (2) years suspension, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>(p) From probation to revocation or denial and an administrative fine of \$5,000.00 to \$10,000.00.</u></p> |
| <p>(q) Inappropriate or excessive prescribing. (458.331(1)(q), F.S.)</p> | <p>(q) From one (1) year probation to revocation or denial, and an administrative fine from \$1,000.00 to 10,000.00.</p> | <p><u>(q) From suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(r) Prescribing or dispensing of a scheduled drug by the physician to himself. (458.331(1)(r), F.S.)</p> | <p>(r) From one (1) year probation to revocation or denial, and an administrative fine from \$1,000.00 to \$5,000.00, <u>and a mental and physical examination.</u></p> | <p><u>(r) From suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00, and a mental and physical examination.</u></p> |
| <p>(s) Inability to practice medicine with skill and safety. (458.331(1)(s), F.S.)</p> | <p>(s) From probation to denial or indefinite suspension until licensee is able to demonstrate ability to practice with reasonable skill and safety followed by probation, and an administrative fine from \$1,000.00 to \$5,000.00.</p> | <p><u>(s) From indefinite suspension, followed by probation to suspension for a minimum of five (5) years or until licensee is able to demonstrate ability to practice with reasonable skill and safety followed by probation, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |

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| <p>(t) Gross or repeated malpractice or the failure to practice medicine with that level of care, skill, and treatment which is recognized by a reasonably prudent similar physician as being acceptable under similar conditions and circumstances.
(458.331(1)(t), F.S.)</p> | <p>(t) From two (2) years probation to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>(t) From suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>1. Gross Malpractice</p> | <p>1. From one (1) year suspension followed by three (3) years probation to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00 and licensee shall be subject to reexamination.</p> | <p><u>1. From suspension or denial to revocation or denial and an administrative fine of \$5,000.00 to \$10,000.00, and an evaluation or reexamination by a physician evaluation program approved by the Board.</u></p> |
| <p>2. Repeated Malpractice</p> | <p>2. From three (3) years probation to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00 and licensee shall be subject to reexamination.</p> | <p><u>2. From suspension or denial to revocation or denial and an administrative fine of \$5,000.00 to \$10,000.00, and an evaluation or reexamination by a physician evaluation program approved by the Board.</u></p> |
| <p>3. Failure to practice medicine with that level of care, skill, and treatment which is recognized by a reasonably prudent physician as being acceptable under similar conditions and circumstances.</p> | <p>3. From two (2) years probation to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>3. From a reprimand and probation or denial to revocation and an administrative fine of \$5,000.00 to \$10,000.00.</u></p> |
| <p>(u) Performing of experimental treatment without informed consent.
(458.331(1)(u), F.S.)</p> | <p>(u) From one (1) year suspension to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>(u) Revocation or denial.</u></p> |
| <p>(v) Practicing beyond scope permitted.
(458.331(1)(v), F.S.)
(456.072 455.624(1)(o), F.S.)</p> | <p>(v) From two (2) years suspension to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>(v) From suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(w) Delegation of professional responsibilities to unqualified person.
(458.331(1)(w), F.S.)
(456.072 455.624(1)(p), F.S.)</p> | <p>(w) From one (1) year probation to denial or five (5) years suspension followed by probation, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>(w) From suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(x)1. Violation of law, rule, or failure to comply with subpoena.
(458.331(1)(x), F.S.)
(456.072 455.624(1)(b),(q), F.S.)</p> | <p>(x)1. For any offense not specifically listed herein, based upon the severity of the offense and the potential for patient harm, from From a reprimand to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p><u>(x)1. From probation to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |

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| <p>2. Violation of an order of the Board.</p> | <p>2. Reprimand and an administrative fine from \$5,000.00 to \$10,000.00, <u>to revocation or denial based upon the severity of the offense and the potential for patient harm and probation.</u></p> | <p><u>2. From suspension and a \$10,000.00 fine or denial to revocation.</u></p> |
| <p>(y) Conspiring to restrict another from lawfully advertising services. (458.331(1)(y), F.S.)</p> | <p>(y) A reprimand <u>or denial</u> and an administrative fine ranging from \$1,000.00 to \$5,000.00.</p> | <p>(y) <u>Probation or denial and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(z) Aiding an unlawful abortion. (458.331(1)(z), F.S.)</p> | <p>(z) From one (1) year suspension to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p>(z) <u>From suspension to revocation or denial and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(aa) Presigning prescription forms. (458.331(1)(aa), F.S.)</p> | <p>(aa) From a reprimand to two (2) years probation, and an administrative fine from \$1,000.00 to \$5,000.00.</p> | <p>(aa) <u>From suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(bb) Prescribing a Schedule II substance for office use. (458.331(1)(bb), F.S.)</p> | <p>(bb) From a reprimand to probation with CME in pharmacology, and an administrative fine from \$1,000.00 to \$5,000.00.</p> | <p>(bb) <u>From probation to suspension or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(cc) Improper prescribing of Schedule II amphetamine or sympathomimetic amine drug. (458.331(1)(cc), F.S.)</p> | <p>(cc) From probation to denial or two (2) years suspension followed by probation, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p>(cc) <u>From suspension to revocation or denial of the license and an administrative fine ranging from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(dd) Failure to adequately supervise assisting personnel. (458.331(1)(dd), F.S.)</p> | <p>(dd) From probation to denial or two (2) years suspension followed by probation, and an administrative fine from \$1,000.00 to \$5,000.00.</p> | <p>(dd) <u>From one (1) year suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(ee) Improper use of substances for muscle building or enhancement of athletic performance. (458.331(1)(ee), F.S.)</p> | <p>(ee) From one (1) year suspension to revocation or denial, and an administrative fine from \$1,000.00 to \$5,000.00.</p> | <p>(ee) <u>From suspension to revocation or denial of the license and an administrative fine ranging from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(ff) Use of amygdalin (laetrile). (458.331(1)(ff), F.S.)</p> | <p>(ff) From one (1) year suspension to revocation or denial, and an administrative fine from \$1,000.00 to \$10,000.00.</p> | <p>(ff) <u>From suspension to revocation or denial of the license and an administrative fine ranging from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(gg) Misrepresenting or concealing a material fact (458.331(1)(qq), F.S.)</p> | <p>(gg) From denial or revocation of license with ability to reapply upon payment of \$1,000.00 fine to denial of license without ability to reapply.</p> | <p>(gg) <u>From suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(hh) Improperly interfering with an investigation or a disciplinary proceeding (458.331(1)(hh), F.S.)</p> | <p>(hh) From denial or revocation of license with ability to reapply upon payment of \$1,000.00 fine to denial of license without ability to reapply.</p> | <p>(hh) <u>From suspension to revocation or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |

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| <p>(ii) Failing to report any licensee in violation who practices in a hospital or an H.M.O.; or failing to report any person in violation of Chapter <u>456</u> 455, Part II, F.S.
(458.331(1)(ii), F.S.)
(456.072 455.624(1)(i), F.S.)</p> | <p>(ii) From a reprimand to probation or denial and an administrative fine from \$1,000.00 to \$5,000.00.</p> | <p><u>(ii) From probation to suspension or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(jj) Providing written medical opinion without reasonable investigation.
(458.331(1)(jj), F.S.)</p> | <p>(jj) From denial or revocation of license with ability to reapply upon payment of \$1,000.00 fine to denial of license without ability to reapply.</p> | <p><u>(jj) From suspension to revocation or denial of the license and an administrative fine ranging from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(kk) Failure to report disciplinary action by another jurisdiction.
(458.331(1)(kk), F.S.)</p> | <p>(kk) From an administrative fine of \$2,000.00 to a fine of \$5,000.00 and a reprimand to denial or revocation of license with ability to reapply upon payment of \$1,000.00 fine to denial or revocation of license without ability to reapply.</p> | <p><u>(kk) From probation to suspension or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(ll) Improper holding oneself out as a specialist.
(458.331(1)(ll), F.S.)</p> | <p>(ll) From letter of concern reprimand to one year suspension or denial and an administrative fine from \$500 to \$5,000.00.</p> | <p><u>(ll) From reprimand to up to one (1) year suspension or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(mm) Improper use of information about accident victims for commercial or any other solicitation of the people involved in such accidents.
(456.072 455.624(1)(x), F.S.)</p> | <p>(mm) From an administrative fine of \$1,000.00 to a fine of \$5,000.00, reprimand and probation.</p> | <p><u>(mm) From reprimand to up to one (1) year suspension or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |
| <p>(nn) Theft or reproduction of an examination.
(456.018 455.577, F.S.)</p> | <p>(nn) Revocation or denial without ability to reapply.</p> | <p><u>(nn) Revocation or denial without ability to reapply.</u></p> |
| <p>(oo) Violation of Patient Self Referral Act.
(456.053 455.654, F.S.)</p> | <p>(oo) In addition to any civil penalty imposed pursuant to s. 455.654, for each separate violation, from an administrative fine of \$5,000.00 to an administrative fine of \$10,000.00.</p> | <p><u>(oo) From probation to suspension or denial, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p> |

(3) through (7) No change.

Specific Authority 458.331(5), 458.309, ~~456.079, 455.627~~ FS. Law Implemented 458.331(5), 456.072, 456.079, ~~455.624, 455.627~~ FS. History—New 12-5-79, Formerly 21M-20.01, Amended 1-11-87, 6-20-90, Formerly 21M-20.001, Amended 11-4-93, Formerly 61F6-20.001, Amended 6-24-96, 12-22-96, Formerly 59R-8.001, Amended 5-14-98, 12-28-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rules Committee, Board of Medicine
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 6, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 20, 2000

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLES: RULE NOS.:
Medical Records of Physicians Relocating or Terminating Practice; Retention, Disposition, Time Limitations 64B8-10.002

Legal Representative Defined 64B8-10.004

PURPOSE AND EFFECT: The proposed rule amendment and proposed new rule, in response to a request from the Florida Medical Association, are intended to address notification to patients when relocating or terminating practice and to define the term “legal representative.”

SUMMARY: The proposed amendment to Rule 64B8-10.002 addresses the criteria for notification of patients when a physician relocates or terminates his or her practice. The new rule 64B8-10.004 sets forth the definition of the term “legal representative.”

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

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

SPECIFIC AUTHORITY: 458.309, 456.057, 456.058 FS.

LAW IMPLEMENTED: 456.057, 456.058, 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., December 19, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE FULL TEXT OF THE PROPOSED RULES IS:

64B8-10.002 Medical Records of Physicians Relocating or Terminating Practice; Retention, Disposition, Time Limitations.

(1) through (3) No change.

(4) When a licensed physician terminates practice or relocates and is no longer available to patients, patients should be notified of such termination, sale, or relocation and unavailability by the physician's causing to be published once during each week for four (4) consecutive weeks, in the newspaper of greatest general circulation in each county in which the physician practices or practiced and in a local newspaper that serves the immediate practice area, a notice which shall contain the date of termination, sale, or relocation and an address at which the records may be obtained from the physician terminating or selling the practice or relocating or from another licensed physician or osteopathic physician. A copy of this notice shall also be submitted to the Board of Medicine within one (1) month from the date of termination, sale, or relocation of the practice. ~~The In addition, the licensed physician may, but is not required to, place a sign shall place in a conspicuous location in or on the facade of the physician's office or notify patients by letter of, a sign, announcing the termination, sale, or relocation of the practice. The sign or shall be placed at least thirty days prior to the termination, sale, or relocation of practice and shall remain until the date of termination, sale, or relocation. Both the notice and the sign shall advise the licensed physician's patients of their opportunity to transfer or receive their records.~~

Specific Authority 458.309, 456.058 ~~455.677~~ FS. Law Implemented 456.058 ~~455.677~~ FS. History—New 7-3-89, Formerly 21M-26.002, Amended 11-4-93, 1-17-94, Formerly 61F6-26.002, Amended 1-26-97, Formerly 59R-10.002, Amended _____.

64B8-10.004 Legal Representative Defined.

Legal representative is defined for the purpose of Section 456.057, F.S., as a patient's attorney who has been designated by the patient to receive copies of the patient's medical records; any legally recognized guardian of the patient; any court appointed representative of the patient; or any other person either designated by the patient or by a court of competent jurisdiction to receive copies of the patient's medical records.

Specific Authority 456.057 FS. Law Implemented 456.057 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rules Committee, Board of Medicine

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 27, 2000

preceding biennium. This allows for end-of-life care and palliative health care continuing education to substitute for domestic violence continuing education in alternate bienniums.

(2) through (10) No change.

Specific Authority 458.309, 456.013(6), 456.031(1)(a), 458.319 455.564(6), 455.597(1)(a) FS. Law Implemented 456.013(5),(6), 456.031(1)(a), 458.319(4) 455.564(5), (6), 455.597(1)(a) FS. History—New 9-7-86, Amended 11-17-87, 11-15-88, 1-31-90, 9-15-92, Formerly 21M-28.002, Amended 12-5-93, Formerly 61F6-28.002, Amended 3-1-95, 1-3-96, 1-26-97, Formerly 59R-13.005, Amended 5-18-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rules Committee, Board of Medicine

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 27, 2000

NAVIGATION DISTRICTS

Florida Inland Navigation District

RULE TITLE:	RULE NOS.:
Definitions	66B-1.003
Policy	66B-1.004
Funds Allocation	66B-1.005
Application Process	66B-1.006
Project Eligibility	66B-1.008
Project Administration	66B-1.009
Project Agreement	66B-1.010

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to provide guidance to the District and the program applicants in the administration of the District's Cooperative Assistance Program. The effect of the proposed rule amendments will be to clarify the intent and application of the program rules for a more effective and efficient program.

SUMMARY: The proposed rule amendments will include the following provisions in the program rule: define environmental permits, modify eligibility based on membership or user fees charged; clarify the amount of pre-agreement expenses that are eligible for program funding; modify public marina funding eligibility; define terms and conditions for eligible third-party participation in the program; establish terms for multi-year projects; redefine project cost-share eligibility; define the application process allowing for interlocal agreements; define procedure to allow applicant ability to decline presentation request; add project evaluation and rating form scoring to review process; clarify project eligibility; add land acquisition for boat ramp parking to project eligibility, define the demonstration required of environmental permits; and, clarify conditions for project administration and agreement amendment changes;

The effect of the rule development is to implement changes in the administration of the District's Cooperative Assistance Program that will assist the District and program applicants in the review and evaluation of applications submitted pursuant to the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the 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: 374.976(2) FS.

LAW IMPLEMENTED: 374.976(1)-(3) 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: 2:00 p.m., December 22, 2000

PLACE: The District office, 1314 Marcinski Road, Jupiter, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: David K. Roach, Executive Director, Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, Telephone Number (561)627-3386

THE FULL TEXT OF THE PROPOSED RULES IS:

66B-1.003 Definitions.

The basic terms utilized in this rule are defined as follows:

(1) through (6) No change.

(7) "ENVIRONMENTAL PERMITS" means those permits, exemptions, or general permits for construction below mean high water line of a navigable waterway required and issued by or on behalf of the U.S. Army Corps of Engineers, the Florida Department of Environmental Protection, and the South Florida or the St. Johns River Water Management Districts or their successors.

(7) through (22) renumbered (8) through (23) No change.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 2-6-97, Formerly 16T-1.003, Amended 5-17-98, _____.

66B-1.004 Policy.

The following constitutes the policy of the District regarding the administration of the program.

(1) through (7) No change.

(8) Facilities funded in whole or in part by program funds shall be made available to the general public of all of the member counties on a non-exclusive basis without regard to race, color, religion, age, sex or similar condition. Additionally, facilities funded in whole or in part by program funds, shall not require a paid membership for the general public of all of the member counties as a condition to use the facilities. User or entrance fees may be charged for the use of facilities funded in

whole or in part by program funds, however such fees shall be reasonable and shall be the same for the general public of all of the member counties.

(9) The project sponsor shall not commence work on an approved project prior to the execution of the project agreement unless authorized by the Board during the review and funding approval process. All project costs must be incurred and work performed within the project period as stipulated in the project agreement unless pre-agreement costs are approved by the Board. Pre-agreement expenses, except for projects approved by the Board as multi-year projects, will be authorized if they are less than fifty (50) percent of the project's total cost and if the expenses are eligible project expenses in accordance with this rule. Only fifty (50) percent of the pre-agreement expenses will be eligible for reimbursement funding from the District, except for projects approved by the Board as multi-year projects.

(10) through (11) No change.

~~(12) All project costs must be incurred and work performed within the project period as stipulated in the project agreement unless pre-agreement costs are approved by the Board. Pre-agreement expenses will be authorized if they are less than fifty (50) percent of the project's total cost and if the expenses are eligible project expenses in accordance with this rule. Only fifty (50) percent of the pre-agreement expenses will be eligible for reimbursement funding from the District.~~

(13) through (16) renumbered (12) through (15) No change.

~~(16)(18)~~ All public marina projects funded through this program shall include sewage pumpout facilities for vessels, unless the applicant can demonstrate that inclusion of such a facility is physically, operationally or economically impracticable. All public marina projects funded through this program shall have at least ten (10%) per cent of their slips or mooring areas available for transient vessels. Program funds to public marina projects shall not be utilized for maintenance of the facilities if revenues generated by the facility are not exclusively allocated to the operation, maintenance and improvement of the public marina facility.

(17) No change.

(18) Projects that are being developed and operated by a third party which is a not for profit agency shall have sufficient oversight by the eligible project sponsor. Such oversight at a minimum will include a project liaison that is a staff member of the eligible project sponsor, oversight of the operating hours and admission fees of the facility by the eligible project sponsor through a legal agreement, and submission of the third party's most recent audited financial statement. All third party projects shall be open to the public in accordance with this rule.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1),(2) FS. History--New 12-17-90, Amended 2-6-97, Formerly 16T-1.004, Amended 5-17-98, 3-31-99, 3-5-00,_____.

66B-1.005 Funds Allocation.

The Board will allocate funding for this program based upon the District's overall goals, management policies, fiscal responsibilities and operational needs for the upcoming year. If funds are determined to be available for the program, the District will notify potential eligible governmental agencies of the availability of program funding. Applications will be reviewed by the Board utilizing District Forms No. 91-25 Waterways Assistance Program Application Evaluation and Rating Form, and 91-25A Waterways Assistance Program Navigation Districts Application Evaluation and Rating Form, (effective date 2-6-97) hereby incorporated by reference and available from the District office.

(1) No change.

(2) The construction phase of projects that are large scale, involve multiple phases, have a construction time line of one year or longer, or are requesting a significant amount of assistance funding in relation to the total assistance available for the program, will be reviewed and approved by the Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. The determination by the Board to provide assistance funding on a multi-year basis can be made at any time during the application review process.

~~(3)(2)~~ All financial assistance and support to eligible state agencies shall require equal matching funds from the project sponsor with the exception of public navigation, ~~law enforcement and environmental education~~ projects. Project sponsors of public navigation projects shall provide matching funds of at least ten (10) percent of the total cost of the project. ~~Project sponsors of law enforcement and environmental education projects shall provide matching funds of at least twenty five (25) percent of the total cost of the project.~~ All financial assistance to seaports shall require equal matching funds.

~~(3) Eligible projects or project elements in the categories of public navigation, law enforcement and environmental education include:~~

~~(a) Public navigation~~

- ~~1. Navigation channel dredging~~
- ~~2. Navigation channel lighting and markers~~
- ~~3. Waterway signs and buoys for safety, regulation or information~~

~~(b) Law enforcement~~

- ~~1. Waterways boating safety programs~~
- ~~2. Law enforcement and boating safety equipment~~

~~(c) Waterways Related Environmental Education~~

~~1. Environmental Education Programs~~

~~Waterways related environmental educational programs shall consist of coordinated efforts among the local community, the local school district and local governments. Eligible programs shall be available to the general public or a targeted segment of~~

the general public. The curriculum for an eligible program shall be coordinated with the District, the local community, the local school district and local governments and shall be directly related to the environment of the waterways.

2. Environmental Education Facilities

Eligible environmental educational facilities shall include buildings used for waterways related education and accessory facilities such as boardwalks, docks, signs, pavilions and other such structures that are directly utilized for education. Structures having environmental education signage but not adjacent to or associated with an environmental education facility shall not be considered a waterways related environmental education facility for the purposes of this rule section.

(4) Projects or project elements in the category of public navigation that will qualify for up to ninety (90%) percent program funds include:

(a) Navigation channel dredging where the project sponsor demonstrates that the source of channel sedimentation has been identified and is in the process of or has been controlled, or that the frequency and amount of shoaling is such that dredging will provide an improvement to the channel that will last for twenty (20) years or more and therefore is more cost effective than identifying and correcting the cause of shoaling, or that the cost of identifying the source of channel sedimentation exceeds the cost of the dredging project.

(b) Navigation channel lighting and markers. Other public navigation projects or project elements will only qualify for up to fifty (50%) percent program funding.

(5)(4) No change.

(6)(5) Interlocal Agreements. The District may enter into interlocal agreements to accomplish the goals of this program provided that funds are determined to be available availability based upon the District's overall goals, management policies, fiscal responsibilities and operational needs at the time of the request. Interlocal agreements will be considered by the Board at any time upon submission of a proposal on the forms of this program. Interlocal agreements under this program shall be in compliance with Chapters 374 and 163, F.S., and will only be approved for multi-agency projects that involve more than one project site or more than one political sub-division of the state, will directly benefit the maintenance of the Atlantic Intracoastal Waterway channel as documented by the District's long range dredged material management plans, will directly benefit the maintenance of the Okeechobee Waterway channel in Martin County as documented by the District's long range dredged material management plan, will directly benefit the maintenance or improvement of District property, or will have multiple funding partners including the Corps of Engineers as the project manager. Interlocal agreements may include participation in government sponsored projects at privately owned waterway related facilities that serve the public on a

first come, first serve basis. Interlocal agreement projects shall comply with all other provisions of this rule, except for the permitting and property control requirements.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1),(3) FS. History—New 12-17-90, Amended 2-6-97, Formerly 16T-1.005, Amended 5-17-98, 3-31-99, _____.

66B-1.006 Application Process.

(1) through (3) No change.

(4) Applications that the Board determines meet the criteria set forth in s. 66B-1.005(5) can qualify for project assistance through an interlocal agreement pursuant to s. 163, F.S. or s. 374.984(6)(a), F.S., District staff will identify applications that appear to meet these criteria and present them to the Board for its determination as to the funding.

(5)(4) Applications determined to be complete and in compliance with this rule will be forwarded to the Board for review and then scheduled for presentation to the Board at a scheduled meeting of the Board. Applicants can decline to make a presentation to the Board by submitting a written request. The applicant's presentation will at a minimum include a discussion of the applicant's answers to the Evaluation and Rating Criteria on Form No. 00-25. Following the presentations, the Board will review the applications and evaluate them using the Project Evaluation and Rating Form No. 00-25 (effective date _____) hereby incorporated by reference and available from the District office.

(6) The total points awarded to each application by the Commissioners will be averaged to determine an applications final rating score. The final rating score for each application must equal or exceed 35 points for the application to be considered for funding assistance. Reconsideration of any application with a final rating score of less than 35 points will only occur if the majority of the Commissioners evaluating the project rated the project equal to or exceeding 35 points and two-thirds of the Commissioners vote for reconsideration of the application.

(7)(5) The Board will hold a funding allocation meeting at which time the Board will determine the allocation of funds, if any, to each project. Allocations will be based in part upon the cumulative score of the applications as calculated from the Project Evaluation and Rating Form.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 2-6-97, Formerly 16T-1.006, Amended 3-5-00, _____.

66B-1.008 Project Eligibility.

(1) No change.

(a) Program funds may be used for projects such as acquisition planning, development, construction, reconstruction, extension improvement, operation or maintenance of the following for public use on land and water:

1. Public navigation channel dredging.
2. Public navigation aids and markers.

3. Inlet management projects that are a benefit to public navigation in the District.

4. Public shoreline stabilization.

5. Public spoil disposal site development.

6. Waterway signs and buoys for safety, regulation or information.

7. Public boat ramps and launching facilities and land acquisition for additional trailer parking at an existing boat ramp.

8. Public boat docking and mooring facilities.

9. Waterways related environmental education programs and facilities.

10. Public fishing and viewing piers.

11. Public waterfront boardwalks.

12. Waterways boating safety programs and equipment.

13. Beach renourishment on beaches adversely impacted by navigation inlets, navigation structures, navigation dredging, or a navigation project.

14. Other waterway related projects.

(b) Project costs ineligible for program funding or matching funds will include: contingencies, miscellaneous, reoccurring personnel related costs, land acquisition that is not for additional trailer parking at an existing boat ramp and any extraneous recreational amenities not directly related to the waterway such as the following:

1. Landscaping.

2. Park and playground equipment.

3. Restrooms for non-waterway users.

4. Tennis courts.

5. Roadways providing access to non-waterway users.

6. Parking areas for non-waterway users.

7. Utilities for non-waterway related facilities.

8. Lighting for non-waterway related facilities.

9. Irrigation equipment.

10. Maintenance equipment.

11. Picnic shelters and furniture.

12. Vehicles to transport vessels.

13. Operational items such as fuel, oil, etc.

(c) No change.

(d) Applications for eligible waterway projects which include construction elements below mean high water will be submitted as a phased project where Phase I will include the design, engineering and permitting elements and Phase II will include the construction of the project. A description and cost estimate of the Phase II work will be submitted along with the Phase I application for Board review. Applicants for Phase II funding will demonstrate that the environmental permitting element of Phase I will be completed by the District's final TRIM hearing. This demonstration will be by the submission of the required environmental permit(s) or by the submission of a letter from the agency stating that a permit is not required.

Should the environmental permitting element of Phase I of an application for a construction project not be completed by the District's final TRIM hearing, the Phase II project will not be considered for funding. The District will not deviate from the funding schedule, whereby funding decisions are completed at the final TRIM hearing, to accommodate any application deficiency.

(2) No change.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1),(3) FS. History--New 12-17-90, Amended 2-6-97, Formerly 16T-1.008, Amended 5-17-98, 3-31-99, 3-5-00,_____.

66B-1.009 Project Administration.

The District will administer all funded projects through an executed project agreement. The District will appoint a project manager who shall be responsible for monitoring the project and the project agreement. The project manager shall also be responsible for approving all reimbursement requests. The project sponsor shall appoint a liaison agent, who will be a member of the eligible applicant's staff, to act on its behalf in carrying out the terms of the project agreement. Administration of the project will be as follows:

(1) through (6) No change.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-1.009, Amended_____.

66B-1.010 Project Agreement.

(1) through (2) No change.

(3) All project agreement amendments shall be approved by the District board. Project agreement amendments will not include a change to the approved project's location or a change in the approved project's purpose or project type.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-1.010, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: David K. Roach, Executive Director, Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, Telephone Number (561)627-3386

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: David K. Roach, Executive Director, Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, Telephone Number (561)627-3386

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 8, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 6, 2000

NAVIGATION DISTRICTS

Florida Inland Navigation District

RULE TITLES:	RULE NOS.:
Definitions	66B-2.003
Policy	66B-2.004

Funds Allocation	66B-2.005
Application Process	66B-2.006
Project Eligibility	66B-2.008
Project Administration	66B-2.009
Project Agreement	66B-2.010

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to provide guidance to the District and the program applicants in the administration of the District's Waterways Assistance Program. The effect of the proposed rule amendments will be to clarify the intent and application of the program rules for a more effective and efficient program.

SUMMARY: The proposed rule amendments will include the following provisions in the program rule: define the term environmental permits, modify eligibility based on membership or user fees charged; clarify the amount of pre-agreement expenses that are eligible for program funding; modify public marina funding eligibility; define terms and conditions for eligible third-party participation in the program; establish terms for multi-year projects; redefine project cost-share eligibility; define the application process allowing for interlocal agreements; define procedure to allow applicant ability to decline presentation request; add project evaluation and rating form scoring to review process; clarify project eligibility; add land acquisition for boat ramp parking to project eligibility, define the demonstration required of environmental permits; and, clarify conditions for project administration and agreement amendment changes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the 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: 374.976(2) FS.

LAW IMPLEMENTED: 374.976(1)-(3),(5) 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: 1:00 p.m., December 20, 2000

PLACE: The District Office, 1314 Marcinski Road, Jupiter, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: David K. Roach, Executive Director, Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, Telephone Number (561)627-3386

THE FULL TEXT OF THE PROPOSED RULES IS:

66B-2.003 Definitions.

The basic terms utilized in this rule are defined as follows:

(1) through (7) No change.

(8) "ENVIRONMENTAL PERMITS" means those permits, exemptions, or general permits for construction below mean high water line of a navigable waterway required and issued by or on behalf of the U.S. Army Corps of Engineers, the Florida Department of Environmental Protection, and the South Florida or the St. Johns River Water Management Districts or their successors.

(8) through (25) renumbered (9) through (26) No change.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 9-2-92, 2-6-97, Formerly 16T-2.003, Amended 5-17-98.

66B-2.004 Policy.

The following constitutes the policy of the District regarding the administration of the program:

(1) through (7) No change.

(8) Facilities funded in whole or in part by program funds shall be made available to the general public of all of the member counties on a non-exclusive basis without regard to race, color, religion, age, sex or similar condition. Additionally, facilities funded in whole or in part by program funds, shall not require a paid membership for the general public of all of the member counties as a condition to use the facilities. User or entrance fees may be charged for the use of facilities funded in whole or in part by program funds, however such fees shall be reasonable and shall be the same for the general public of all of the member counties.

(9) The project sponsor shall not commence work on an approved project prior to the execution of the project agreement unless authorized by the Board during the review and funding approval process. All project costs must be incurred and work performed within the project period as stipulated in the project agreement unless pre-agreement costs are approved by the Board. Pre-agreement expenses, except for projects approved by the Board as multi-year projects, will be authorized if they are less than fifty (50) percent of the project's total cost and if the expenses are eligible project expenses in accordance with this rule. Only fifty (50) percent of the pre-agreement expenses will be eligible for reimbursement funding from the District, except for projects approved by the Board as multi-year projects.

(10) through (11) No change.

~~(12) All project costs must be incurred and work performed within the project period as stipulated in the project agreement unless pre agreement costs are approved by the Board. Pre agreement expenses will be authorized if they are less than fifty (50) percent of the project's total cost and if the expenses are eligible project expenses in accordance with this rule. Only fifty (50) percent of the pre agreement expenses will be eligible for reimbursement funding from the District.~~

(13) through (16) renumbered (12) through (15) No change.

~~(16)~~(17) All public marina projects funded through this program shall include sewage pumpout facilities for vessels, unless the applicant can demonstrate that inclusion of such a facility is physically, operationally or economically impracticable. All public marina projects funded through this program shall have at least ten (10%) percent of their slips or mooring areas available for transient vessels. Program funds to public marina projects shall not be utilized for maintenance of the facilities if revenues generated by the facility are not exclusively allocated to the operation, maintenance and improvement of the public marina facility.

~~(17)~~(18) No change.

(18) Projects that are being developed and operated by a third party which is a not for profit agency shall have sufficient oversight by the eligible project sponsor as determined by the Board. Such oversight at a minimum will include a project liaison that is a staff member of the eligible project sponsor, oversight of the operating hours and admission fees of the facility by the eligible project sponsor through a legal agreement, and submission of the third party's most recent audited financial statement. All third party projects shall be open to the public in accordance with this rule.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1),(2) FS. History—New 12-17-90, Amended 2-3-94, 2-6-97, Formerly 16T-2.004, Amended 5-18-98, 3-31-99, 5-25-00,_____.

66B-2.005 Funds Allocation.

The Board will allocate funding for this program based upon the District's overall goals, management policies, fiscal responsibilities and operational needs for the upcoming year. If the funds are determined to be available for the program, the District will notify potential eligible governmental agencies of the availability of program funding. Applications will be reviewed by the Board utilizing District Forms No. 91-25 Waterways Assistance Program Application Evaluation and Rating Form, and 91-25A Waterways Assistance Program Navigation Districts Application Evaluation and Rating Form, (effective date 2-6-97) hereby incorporated by reference and available from the District office.

(1) No change.

(2) The construction phase of projects that are large scale, involve multiple phases, have a construction time line of one year or longer, or are requesting a significant amount of assistance funding in relation to the total assistance available for the county where the project is located, will be reviewed and approved by the District Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. The determination by the Board to provide assistance funding on a multi-year basis can be made at any time during the application review process.

~~(3)~~(2) No change.

~~(4)~~(3) All financial assistance and support to eligible governmental agencies shall require equal matching funds from the project sponsor with the exception of public

~~navigation, law enforcement and environmental education projects. Project sponsors of public navigation projects shall provide matching funds of at least ten (10) percent of the total cost of the project. Project sponsors of law enforcement and environmental education projects shall provide matching funds of at least twenty five (25) per cent of the total cost of the project. All financial assistance to seaports shall require equal matching funds.~~

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

~~(5) Eligible projects or project elements in the categories of public navigation, law enforcement and environmental education include~~

~~(a) Public navigation~~

~~1. Navigation channel dredging~~

~~2. Navigation channel lighting and markers~~

~~3. Waterway signs and buoys for safety, regulation or information~~

~~(b) Law enforcement~~

~~1. Waterways boating safety programs~~

~~2. Law enforcement and boating safety equipment~~

~~(c) Waterways Related Environmental Education~~

~~1. Environmental Education Programs~~

~~Waterways related environmental educational programs shall consist of coordinated efforts among the local community, the local school district and local governments. Eligible programs shall be available to the general public or a targeted segment of the general public. The curriculum for an eligible program shall be coordinated with the District, the local community, the local school district and local governments and shall be directly related to the environment of the waterways.~~

~~2. Environmental Education Facilities~~

~~Eligible environmental educational facilities shall include buildings used for waterways related education and accessory facilities such as boardwalks, docks, signs, pavilions and other such structures that are directly utilized for education. Structures having environmental education signage but not adjacent to or associated with an environmental education facility shall not be considered a waterways related environmental education facility for the purposes of this rule section.~~

~~(6) Projects or project elements in the category of public navigation that will qualify for up to ninety (90%) per cent program funds include:~~

~~(a) Navigation channel dredging where the project sponsor demonstrates that the source of channel sedimentation has been identified and is in the process of or has been controlled, or that the frequency and amount of shoaling is such that dredging will provide an improvement to the channel that will last for twenty (20) years or more and therefore is more cost effective than identifying and correcting the cause of shoaling, or that the cost of identifying the source of channel sedimentation exceeds the cost of the dredging project.~~

(b) Navigation channel lighting and markers.

Other public navigation projects or project elements will only qualify for up to fifty (50%) per cent program funding.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1),(3) FS. History—New 12-17-90, Amended 6-24-93, 9-5-96, 2-6-97, Formerly 16T-2.005, Amended 5-17-98, 8-26-99, _____.

66B-2.006 Application Process.

(1) through (2) No change.

(3) Applications that the Board determines will directly benefit the maintenance of the Atlantic Intracoastal Waterway channel as documented by the District’s long range dredged material management plans, will directly benefit the maintenance of the Okeechobee Waterway channel in Martin County as documented by the District’s long range dredged material management plan, will directly benefit the maintenance or improvement of District property, or have multiple funding partners including the Corps of Engineers as the project manager can qualify for project assistance through an interlocal agreement pursuant to s. 163, F.S. or s. 374.984(6)(a), F.S. District staff will identify these applications and present them to the Board for their determination as to funding.

(4)(3) Applications determined to be complete and in compliance with this rule will be forwarded to the Board for review and then scheduled for presentation to the Board at a scheduled meeting of the Board. Applicants can decline to make a presentation to the Board by submitting a written request. The applicant's presentation will at a minimum include a discussion of the applicants answers to the Evaluation and Rating Criteria on Form No. 91-25. Following the presentations, the Board will review the applications and evaluate them using the Project Evaluation and Rating Form No. 91-25 (effective date _____ 4-12-95) hereby incorporated by reference and available from the District office.

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

Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 9-2-92, 6-24-93, 4-12-95, Formerly 16T-2.006, Amended 5-25-00, _____.

66B-2.008 Project Eligibility.

(1) through (a) No change.

(b) Project costs ineligible for program funding or matching funds will include: contingencies, miscellaneous, reoccurring personnel related costs, land acquisition that is not for additional trailer parking at an existing boat ramp and any extraneous recreational amenities not directly related to the waterway such as the following:

1. Landscaping.
2. Park and playground equipment.
3. Restrooms for non-waterway users.
4. Tennis courts.
5. Roadways providing access to non-waterway users.

6. Parking areas for non-waterway users.
7. Utilities for non-waterway related facilities.
8. Lighting for non-waterway related facilities.
9. Irrigation equipment.
10. Maintenance equipment.
11. Picnic shelters and furniture.
12. Vehicles to transport vessels.
13. Operational items such as fuel, oil, etc.

(c) No change.

(d) Applications for eligible waterway projects which include construction elements below mean high water will be submitted as a phased project where Phase I will include the design, engineering and permitting elements and Phase II will include the construction of the project. A description and cost estimate of the Phase II work will be submitted along with the Phase I application for Board review. Applicants for Phase II funding will demonstrate that the environmental permitting element of Phase I will be completed by the District’s final TRIM hearing. This demonstration will be by the submission of the required environmental permit(s) or by the submission of a letter from the agency stating that a permit is not required. Should the environmental permitting element of Phase I of an application for a construction project not be completed by the District's final TRIM hearing, the Phase II project will not be considered for funding. The District will not deviate from the funding schedule, whereby funding decisions are completed at the final TRIM hearing, to accommodate any application deficiency.

(2) No change.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1)-(3) FS. History—New 12-17-90, Amended 9-2-92, 6-24-93, 2-3-94, 4-12-95, 9-5-96, 2-6-97, Formerly 16T-2.008, Amended 5-17-98, 3-31-99, 5-25-00, _____.

66B-2.009 Project Administration.

The District will administer all funded projects through an executed project agreement. The District will appoint a project manager who shall be responsible for monitoring the project and the project agreement. The project manager shall also be responsible for approving all reimbursement requests. The project sponsor shall appoint a liaison agent, who will be a member of the eligible applicant’s staff, to act on its behalf in carrying out the terms of the project agreement. Administration of the project will be as follows:

(1) through (6) No change.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Formerly 16T-2.009, Amended _____.

66B-2.010 Project Agreement.

(1) through (2) No change.

(3) All project agreement amendments shall be approved by the District board except that the executive director may approve a minor project agreement amendment for a project within a county with the local District commissioner's concurrence. A minor project amendment shall not change the

approved project's category nor result in a reallocation of more than 35% of the approved funding of the project among project elements. Project agreement amendments will not include a change to the approved project's location or a change in the approved project's purpose or project type.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Amended 9-5-96, Formerly 16T-2.010, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
David K. Roach, Executive Director, Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, Telephone Number (561)627-3386

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: David K. Roach, Executive Director, Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, Telephone Number (561)627-3386

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 9, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 6, 2000

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food Safety

RULE NO.: 5K-5.014 RULE TITLE: Poultry

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 26, No. 31, on August 4, 2000, Florida Administrative Weekly, and the Notice of Change noticed in Vol. 26, No. 38, on September 22, 2000, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food Safety

RULE NO.: 5K-6.010 RULE TITLE: Eggs

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 26, No. 31, on August 4, 2000, Florida Administrative Weekly, and the Notice of Change noticed in Vol. 26, No. 38, on September 22, 2000, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Emergency Management

RULE CHAPTER NO.: 9G-6 RULE NOS.: 9G-6.002 9G-6.0023 9G-6.0025 9G-6.005 9G-6.006 9G-6.0095 9G-6.010	RULE CHAPTER TITLE: Review of Local Emergency Management Plans and Programs RULE TITLES: Definitions County Comprehensive Emergency Management Plans The County Radiological Emergency Plan for Nuclear Power Plants Schedule for Development and Review of County and Municipal Comprehensive Emergency Management Plans County Comprehensive Emergency Management Plans Review by Division Municipal Comprehensive Emergency Management Plans Municipal Comprehensive Emergency Management Plans Review by County Emergency Management
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NOTICE OF CHANGE

Notice is hereby given that changes have been made to the proposed rule which was published September 15, 2000, in Vol. 26, No. 37, Florida Administrative Weekly and it now reads as follows:

9G-6.002 Definitions.

(1) through (6) No change.

(7) "County Radiological Emergency Plan for Nuclear Power Plants" means the plan to be prepared by the Division and county governments within 50 miles of a commercial nuclear power plant.

(8) "County Emergency Management Program" means the emergency management program authorized and mandated by Section 252, F.S. to be created by each legally constituted county in the state.

Specific Authority 252.35(2)(u) FS. Law Implemented 252.35(1), (2)(a), (b), (c), (d), (k), (v) FS. History--New 1-18-81, Amended 2-24-85, Formerly 9G-6.02, Amended 2-5-91, 5-11-95, _____.

9G-6.0023 County Comprehensive Emergency Management Plans.

(1) Each county emergency management agency established pursuant to the authority contained in Section 252.38(2), F.S., shall develop and submit to the Board of County Commissioners for adoption a County Comprehensive Emergency Management Plan in compliance with the requirements, format and standards contained in this rule chapter.

(2) County Comprehensive Emergency Management Plans will be coordinated and consistent with the provisions of the State Plan. The county emergency management plan will include an evacuation component, a shelter component (risk and host events), and a post-disaster and recovery component and will consist of provisions addressing aspects of preparedness, response, recovery and mitigation. The county plan will assign lead and support responsibilities for county agencies and personnel that coordinate with the emergency support functions outlined in the State Plan.

(3) The County Comprehensive Emergency Management Plan shall be specific and shall address responses and actions in the event of an emergency. It shall clearly identify those positions or agencies responsible for specific functions under given circumstances. Responsibilities must be assigned by position title or agency name, and specific duties for each position or agency must be listed. Checklists and other readily accessible and easy-to-use guidelines are encouraged. Where appropriate, the county plan shall contain maps, diagrams and other visual aids. Copies of the forms the local government will use shall be available for review.

(4) The County Comprehensive Emergency Management Plan shall be divided into a minimum of two components: the Basic Plan and the Capability Assessment. The Basic Plan shall be narrative in form and generally describe responsibilities within the emergency management framework. It shall include but not be limited to two annexes addressing the recovery and mitigation functions of the county emergency management program. The Basic Plan and the Recovery and Mitigation Annexes shall include organizational charts, maps and checklists. The Capability Assessment shall demonstrate competencies and present information outlined in the County Comprehensive Emergency Management Plan, standard operating procedures and other supporting documents that are involved in the emergency management program, i.e., emergency response, recovery and mitigation activities.

(5) The County Comprehensive Emergency Management Plan shall cover county agencies and resources and should cover applicable municipal agencies and resources. County plans shall interface with plans of contiguous jurisdictions, regional, municipalities and the state comprehensive emergency management plans.

(6) The County Comprehensive Emergency Management Plan or supporting operating procedures referred to in the plan shall provide a detailed description of the process to be followed at the local level whenever an emergency or disaster occurs as a result of the many consequences generated by natural, technological or manmade causes. Such emergencies include, but are not limited to: tornadoes, hurricanes, flooding, freezes, extreme temperatures, disease outbreaks, wildfires, terrorism, drought, hazardous materials releases or spills and civil disturbances. The plan shall identify and describe

pre-emergency warning systems, evacuation and sheltering plans, hazard mitigation and other anticipatory actions as well as post-event response and recovery actions.

(7) The Division hereby adopts and incorporates by reference "Local Comprehensive Emergency Management Plan Compliance Criteria" and the "Emergency Management Capabilities Assessment Checklist" (Form Numbers CEMP-001 and CEMP-002, 2000 Edition) as part of this chapter. County Comprehensive Emergency Management Plans and County Emergency Management Programs shall comply with these criteria. These criteria are available from the Division and may be obtained by writing the Division at 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399 or online at www.floridadisaster.org. These criteria shall be used in the development and review of County Comprehensive Emergency Management Plans and Programs. Counties shall complete the compliance criteria prior to the Division's review of their Comprehensive Emergency Management Plan and have them available to the Division thirty days after receiving notification of the Division's intent to review. Counties shall demonstrate satisfaction of the required plan criteria by noting the page and section in their plan, or supporting documents, where each criterion is satisfied. Counties shall provide the documentation needed to satisfy the requirements of the Capabilities Assessment.

(8) Counties are encouraged to follow the format of the State Plan in development of the County Comprehensive Emergency Management Plan. County emergency management agencies are not required to duplicate the suggested format, but should be able to demonstrate the ability to communicate with those emergency support functions and state agencies that support the State Plan.

Specific Authority 252.35(2)(u) FS. Law Implemented 252.35(1), (2)(a), (b), (c), (d), (k), (v), 252.38(1) FS. History—New _____.

9G-6.0025 The County Radiological Emergency Plan for Nuclear Power Plants.

This county plan shall provide a detailed description of the process to be used to protect the public from the potential health effects associated with a radiological emergency at a commercial nuclear power plant. Only those counties within a 50 mile radius of a commercial nuclear power plant are required to develop this plan. This plan shall be developed with direct assistance from the Division and shall be incorporated into the appropriate site plan contained in Annex A of the State Plan. This plan shall comply with the Criteria for Preparation and Evaluation of Radiological Emergency Response Plans and Preparedness in Support of Nuclear Power Plants (NUREG-06541 FEMA REP-1 Rev. 1). This plan or annex shall be submitted to the Federal Emergency Management Agency for review and approval.

Specific Authority 252.35(2)(u) FS. Law Implemented 252.35(1), (2)(a), (b), (c), (d), (k), (v), 252.60 FS. History–New _____.

9G-6.005 Schedule for Development and Review of County and Municipal Comprehensive Emergency Management Plans.

Specific Authority 252.35(2)(u) FS. Law Implemented 252.35(2)(a), (b), (c), (d), (k), (v) FS. History–New 1-18-81, Amended 2-24-85, Formerly 9G-6.05, Amended 2-5-91, 5-11-95, Repealed _____.

9G-6.006 County Comprehensive Emergency Management Plans – Review by Division.

(1) No change.

(2) The Division shall review each county comprehensive emergency management plan at a minimum of every four years and shall offer the affected Regional Planning Council an opportunity to participate in the review. The Division shall review the county plan in accordance with the criteria CEMP-001 and CEMP-002. The Division shall provide notice of its intent to review a County Comprehensive Emergency Management Plan at least 60 days prior to initiation of the review. Within 30 days of receipt of this notification the county shall provide to the Division three copies of the plan to be reviewed with three copies of the completed compliance criteria. The county may waive the 60 day review notification. Upon receiving notification of the intent to review, the county and the Division shall coordinate to finalize the Capabilities Assessment prior to the date of the plan review. The Division will provide the county with the results of its review and its finding as to the compliance of the plan within 60 days of its initial review. If the Division finds the county plan meets the requirements of this chapter and Rule Chapter 9G-7, F.A.C. it shall issue a notice of compliance.

(3) If ~~When~~ the Division finds that a county plan does not meet all of the criteria established in ~~is not in compliance with the requirements of~~ this chapter and Rule Chapter 9G-7, F.A.C., the Division shall withhold a notice of non-compliance and issue an official notification by certified mail specifically stating the reasons the plan does not meet the criteria for non-compliance. Upon receipt of the official notification a ~~notice of non-compliance~~, the county shall either:

(a) Within 60 days, revise its plan, notify the Division of the changes and make the changes available to the Division for review;

(b) Within 60 days develop a workplan to be approved by the Division which addresses all changes necessary for compliance and a timetable for completion or;

~~(c)~~(b) In accordance with Section 120.57, F.S., request an administrative proceeding regarding the Division's non-compliance determination within 21 days of receipt of the determination.

(4) If the county does not submit a revised plan, a workplan or request an administrative hearing 60 days after the receipt of the official notification the Division shall issue a

notice of non-compliance specifically stating the reasons for non-compliance. Upon receipt of the notice of non-compliance the county shall either:

(a) Within 30 days revise the plan, notify the Division of the changes and make the changes available to the Division for review; or

(b) In accordance with Section 120.57, F.S., request an administrative proceeding regarding the Division's non-compliance determination within 21 days of receipt of the determination.

~~(5)~~(4) If ~~the~~ upon the submittal of the revised plan, either after the 60 days allotted or upon completion of the workplan, the Division finds that the revised plan is not in compliance the Division shall issue a notice of non-compliance specifically stating the reasons for non-compliance. Upon receipt of the notice of non-compliance the county shall either:

(a) Within 30 days revise the plan, notify the Division of the changes and make the changes available to the Division for review; or

(b) In accordance with Section 120.57, F.S., request an administrative proceeding regarding the Division's non-compliance determination within 21 days of receipt of the determination.

(6) If the workplan is not completed in the time frame established, the Division shall issue a notice of non-compliance specifically stating the reasons for non-compliance. Upon receipt of the notice of non-compliance, the county shall either:

(a) Within 30 days revise the plan, notify the Division of the changes and make the changes available to the Division for review; or

(b) In accordance with Section 120.57, F.S., request an administrative proceeding regarding the Division's non-compliance determination within 21 days of receipt of the determination.

~~(7)~~(5) No change.

~~(8)~~(6) If the Division is unable, for any reason, to provide notice to the county regarding the results of its initial review within 60 days, it will forward a notice to the county stating its intent to extend the review period for the specifically identified time period necessary to provide notice.

~~(7) County and Municipal Comprehensive Emergency Management Plans are intended to be dynamic contingency plans and should be continually revised to reflect such changes as population growth, industrial development, and advances in technology. Each county and municipal comprehensive emergency management plan shall be reviewed at least every four years. The Division shall provide notice of its intent to review a county comprehensive emergency management plan at least 60 days prior to initiation of the review. A county shall~~

~~provide notice to the municipalities of its intent to review a municipal comprehensive emergency management plan at least 60 days prior to the initiation of the review.~~

~~(9)(8)~~ In order to ensure that County ~~and~~ Municipal Comprehensive Emergency Management Plans can be implemented in the event of a disaster or emergency, each agency assigned responsibility in the plan must coordinate the development of implementation procedures. The jurisdiction promulgating the plan shall document this coordination.

~~(10)(9)~~ After a determination that a County ~~or~~ Municipal Comprehensive Emergency Management Plan is in compliance with the terms of this chapter ~~and Rule Chapter 9G-7, F.A.C.~~, the approved plan must be adopted by resolution of the governing body of the jurisdiction within 60 days of receiving notification of compliance from the Division before it becomes the Comprehensive Emergency Management Plan for such local government. If the county is unable to adopt the plan within 60 days the county may request in writing to the Division, stating just cause, an extension of no more than an additional 90 days to adopt the plan. Adoption must occur, at a minimum, every four years. Notification of the date of adoption shall be sent to the Division. Failure to adopt, to notify the Division of an adoption date or make available for review a revised plan ~~as specified in 9G-6.006~~ will constitute non-compliance. Upon adoption of the plan, the county shall submit a copy of the adopted plan to the Division.

Specific Authority 252.35(2)(u), 120.53, 120.57 FS. Law Implemented 252.35(1), (2)(a), (b), (c), (d), (k), (v), 120.57 FS. History—New 1-18-81, Amended 2-24-85, Formerly 9G-6.06, Amended 2-5-91, 5-11-95,_____.

Proposed as 9G-6.0125.

9G-6.0095 Municipal Comprehensive Emergency Management Plans.

Municipal Comprehensive Emergency Management Plans must comply with all the standards and requirements applicable to County Comprehensive Emergency Management Plans. Municipal Comprehensive Emergency Management Plans shall comply with the Local Comprehensive Emergency Plan Compliance Criteria adopted by reference in Rule 9G-6.0023(7). These criteria are available from the Division and shall be used in the development and review of Municipal Comprehensive Emergency Management Plans. Municipal Comprehensive Emergency Management Plans are encouraged to follow the suggested format for County Comprehensive Emergency Management Plans. Municipal emergency management programs are not required to duplicate the suggested format, but should conform to it as closely as possible.

Specific Authority 252.35(2)(u) FS. Law Implemented 252.35(1), (2)(a), (b), (c), (d), (k), (u), 252.38(2) FS. History—New _____.

9G-6.010 Municipal Comprehensive Emergency Management Plans – Review by County Emergency Management.

(1) The provisions of this section shall apply to either initial review by the County Emergency Management Agency, or to review of revised information as a result of a determination by the County Emergency Management Agency that a Municipal Comprehensive Emergency Management Plan is not in compliance with the terms of this chapter.

(2) If a municipality elects to prepare a Comprehensive Emergency Management Plan, the plan shall be periodically reviewed by its County Emergency Management Agency to determine compliance with the established criteria ~~established in Rule Section 9G-7.003(7).~~

(3) The County Emergency Management Agency shall provide initial notice to the chief elected official of each municipality in the county of the county's intent to establish a schedule to review municipal comprehensive emergency management plans. A county shall provide notice to the municipalities of its intent to review a Municipal Comprehensive Emergency Management Pan at least 60 days prior to the initiation of the review. This notice shall also advise the municipalities, in general terms, of the applicable plan requirements. Each municipality must respond to this notice and advise the county of the existence of a municipal comprehensive emergency plan or program. Each municipality shall also provide a copy of this response to the Division. If any municipality creates a comprehensive emergency management plan or program subsequent to this initial notice, it must advise the county emergency management director and the Division in writing, and request that the municipality be included in the county's plan review schedule.

(4) The County Emergency Management Agency shall provide the municipal emergency program with the results of its review and its finding as to the compliance of the municipal comprehensive emergency management plan within 60 days of completion of its initial review. If the County Emergency Management Agency determines that the Municipal Comprehensive Emergency Management Plan complies with the requirements of this rule chapter ~~and Rule Chapter 9G-7, F.A.C.~~, it shall issue a notice of compliance to the Municipal Emergency Management Program and to the Division.

(5) When the County Emergency Management Agency determines that a Municipal Comprehensive Emergency Management Plan is not in compliance with the requirements of this rule chapter ~~and Rule Chapter 9G-7, F.A.C.~~, it shall issue a notice of non-compliance specifically stating the reasons for non-compliance. Upon receipt of a notice of non-compliance, the municipal emergency program shall, within 60 days, revise its plan, notify the county emergency

management agency and make the revised information available for review by the county emergency management agency.

(6) No change.

(7) In order to ensure that Municipal Comprehensive Emergency Management Plans can be implemented in the event of a disaster or emergency, each agency assigned responsibility in the plan must coordinate the development of implementation procedures. The jurisdiction promulgating the plan shall document this coordination.

(8) After a determination that a Municipal Comprehensive Emergency Management Plan is in compliance with the terms of this chapter, the approved plan must be adopted by resolution of the governing body of the jurisdiction before it becomes the Comprehensive Emergency Management Plan for such local government.

Specific Authority 252.35(2)(u) FS. Law Implemented 252.35(1), (2)(a), (b), (c), (d), (k), (v), 252.38(1), (2) FS. History—New 5-11-95, Amended.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Denise Imbler, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)413-9916

DEPARTMENT OF REVENUE

NOTICE OF CABINET AGENDA
ON DECEMBER 12, 2000

The Governor and Cabinet, on December 12, 2000, sitting as head of the Department of Revenue, will consider the proposed amendments to Rule 12-11.003, F.A.C. (Requests for Technical Assistance Advisements), and 12-11.006, F.A.C. (Processing Requests for, and Obtaining Copies of, Technical Assistance Advisements). A Notice of Rule Development Workshop for these proposed rule amendments was published in the Florida Administrative Weekly on August 11, 2000 (Vol. 26, No. 32, pp. 3658-3659), and the workshop was held on September 5, 2000. No testimony was received at the workshop, and no written comments were submitted. Subsequently, a Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on October 20, 2000 (Vol. 26, No. 42, pp. 4849-4850), and a public hearing was conducted on November 14, 2000. No testimony was received at the public hearing, and no written comments were submitted.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NOS.:	RULE TITLES:
12C-3.0015	Documents, Extensions, and Due Dates for Filing
12C-3.012	Releases

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed amendments to Rules 12C-3.0015 and 12C-3.012, F.A.C., as published in Vol. 26, No. 39, pp. 4488-4492, September 29, 2000, issue of the Florida Administrative Weekly. These changes are in response to comments received from the Joint Administrative Procedures Committee regarding: A) a deleted statute that is currently in the "Law Implemented" portion of the note at the end of Rule 12C-3.0015, F.A.C.; and, B) the provision in subsection (3) of Rule 12C-3.012, F.A.C., that requires certain taxpayers to deposit a "tentative tax" amount with the Department prior to the issuance of a release.

The note at the end of Rule 12C-3.0015, F.A.C., has been changed, so that, when adopted, the note will read as follows:

Specific Authority 198.08, 213.06(1) FS. Law Implemented 198.02, 198.03, 198.04, 198.05, ~~198.12~~, 198.13, 198.14, 198.15, 198.32 FS. History—New 12-13-94, Amended.

Subsection (3) of Rule 12C-3.012, F.A.C., has been changed, so that, when adopted, the rule will read as follows:

(3) Waiver and Release of the Florida Estate Tax Lien. When a release is requested, if it appears that a tentative tax deposit or additional tax deposit will be due this state on the basis of the information contained in the Request Application and Certificate for Waiver and Release of the Florida Estate Tax Lien (Form DR-308), the estate will be required to post such deposit in the following circumstances:

(a) Resident decedents – if the value of the real property to be released when aggregated with the value of real property previously released is greater than 50 percent of the total estimated value of Florida real property, a deposit equal to the amount by which the aggregate value of real property already released plus the value of the real property requested to be released exceeds 50 percent of the estimated total value of the Florida real property is required, unless the estate can demonstrate that a lesser amount of estate tax is due.

(b) Nonresident decedents – 16 percent of the value of the property to be released, unless the estate can demonstrate that a lesser amount of estate tax is due.

(c) Once the provisions of this subsection have been met, the tentative tax as determined in subsections (1) or (2) of this rule may be required before the Request and Certificate for Waiver and Release of Florida Estate Tax Lien (Form DR-308) will be issued.

DEPARTMENT OF REVENUE

RULE NO.:	RULE TITLE:
12D-16.002	Index to Forms

NOTICE OF CHANGE

Notice is hereby given that in accordance with subparagraph 120.54(3)(d)1., F.S., changes have been made to the proposed amendment to Rule 12D-16.002, F.A.C., as published in Vol. 26, No. 40, October 6, 2000, issue of the Florida Administrative Weekly to remove proposed changes to subsections (21)(b) and (d), (35), and (38)(a). When amended, the proposed rule, subsections (2) through (61) will read as follows:

- (2) DR-401 Freight Line and Equipment Companies Annual Report (r. ~~12/001/94~~) 1/0112/94
- (3)(a) No change.
- (b) DR-403AC Revised Recapitulation of the Ad Valorem Assessment Rolls (County Values) (r. ~~04/001/97~~) 1/0112/97
- (4)(a)DR-403AM Revised Recapitulation of the Ad Valorem Assessment Rolls (Municipality Values) (r. ~~04/001/97~~) 1/0112/97
- (b) through (5) (a) No change.
- (b) DR-403EB Assessment Roll Exemption Breakdown (r. ~~04/003/90~~) 1/013/90
- (6) through (21) No change.
- (22)(a)DR-482 Application and Return for Agricultural Classification of Lands (r. ~~12/0012/99~~) 1/014/00
- (b) No change.
- (c) DR-482HP Application and Return for Classification of Property as Historic Property Used for Commercial or Certain Nonprofit Purposes (n. 12/00) 1/01
- (d) DR-483 Request for Extension of Time for Completion of Assessment Roll(s) 08/89
- (23) through (27) No change.
- (28)(a)DR-489AC Preliminary Recapitulation of Ad Valorem Assessment Rolls – County (r. ~~04/001/97~~) 1/0112/97
- (b) DR-489AM Preliminary Recapitulation of Ad Valorem Assessment Rolls – Municipality (r. ~~04/001/97~~) 1/0112/97
- (c) DR-489EB Assessment Roll Exemption Breakdown (r. ~~04/003/90~~) 1/013/90
- (d) No change.

- (29)(a)DR-49 Notice of Disapproval of Application for Property Tax Exemption by the County Property Appraiser (r. ~~12/0012/99~~) 1/014/00
- (b) through (38)(c) No change.
- (d) DR-501SC Sworn Statement of Adjusted Gross Income of Household and Return (r. ~~12/0012/99~~) 1/0104/00
- (39) No change.
- (40)(a)DR-504 Ad Valorem Tax Exemption Application and Return (r. ~~12/0012/97~~) 1/0112/97
- (b) No change.
- (c) DR-504CS Ad Valorem Tax Exemption Application Charter School Facilities (n. 12/00) 1/01
- (41) through (46)(a) No change.
- (b) DR-513 Tax Collector's Certification (r. ~~12/003/99~~) 1/014/00
- (c) through (51)(a) No change.
- (b) DR-534 Notice and Application for Alternative Payment of ~~200119~~ Property Taxes (r. ~~12/0012/96~~) 1/0112/96
- (52) through (57) No change.
- (58) DR-590 Standard Record Layout for Rule 12D-8 Name, Address and Legal (N.A.L.) File (Required format) (r. ~~12/001/95~~) 1/0112/94
- (59) through (61) No change.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: 61G6-9.003
 RULE TITLE: Definitions

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. 36, September 8, 2000, issue of the Florida Administrative Weekly. The changes are in response to comments received from the staff at the Joint Administrative Procedures Committee.

Subsections (4) and (6) of Rule 61G6-9.003 shall now read as follows:

(4) "Course Provider" means the person or legal entity who is registered pursuant to this rule chapter, and who is responsible for conducting a course approved pursuant to this

rule chapter, maintaining records of those in attendance for three (3) years. The course provider is responsible for maintaining records.

(6) "Homestudy Course" means a continuing education course approved pursuant to this rule chapter, that is offered as a correspondence course or through the Internet and requires a multiple-choice test at the end of the session with a minimum passing score of 75%.

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

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: 64B1-4.011
 RULE TITLE: Diagnostic Techniques, Western Diagnostic Terminology

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. 39, September 29, 2000, issue of the Florida Administrative Weekly.

The rule shall now read as follows:

64B1-4.011 Diagnostic Techniques, Western Diagnostic Terminology.

(There is no change to the text of the proposed rule.)

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: 64B1-4.012
 RULE TITLE: Acupoint Injection Therapies

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. 39, September 29, 2000, issue of the Florida Administrative Weekly.

The rule shall now read as follows:

64B1-4.012 Acupoint Injection Therapies.

Effective March 1, 2002, adjunctive therapies shall include acupoint injection therapy which shall mean the injection of herbs, homeopathics, and other nutritional supplements in the form of sterile substances into acupuncture points by means of hypodermic needles but not intravenous therapy.

Specific Authority 457.102, 457.104 FS. Law Implemented 457.102 FS. History--New _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-12.020
 RULE TITLE: Courses Required of Dentists for Renewal and Reactivation

NOTICE OF CHANGE

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed rule, as published in Vol. 26, No. 35, September 1, 2000, issue of the Florida Administrative Weekly. The changes are in response to comments received from the staff of the Joint Administrative Procedures Committee. The Board, at its meeting on October 6, 2000, in Tampa, Florida, voted to change subsection (2) of the rule to read as follows:

(2) Instruction in laws and rules governing the practice of dentistry and dental hygiene consisting of at least 2 hours of instruction in relevant topics including: professional responsibility and competence; legal standards; confidentiality; professional relationships; recordkeeping; common malpractice complaints; commonly reported violations reported to the Department; and relevant case studies.

Subsection (2)(a) and (b) of the rule shall remained unchanged.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #06, Tallahassee, Florida 32399-3256

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-17.009
 RULE TITLE: Patient Records; Copying Charges; Timely Release

NOTICE OF CHANGE

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed rule, as published in Vol. 26, No. 41, October 13, 2000, issue of the Florida Administrative Weekly. The Board of Dentistry held its regularly scheduled board meeting on October 6, 2000, and reviewed the rule text for this rule. The Board determined that due to comments received at the board meeting and comments received from the staff of the Joint Administrative Procedures Committee, that subsection (3) of the rule should be amended to read as follows:

(3) A dentist shall comply with a patient's written request for copies of records and reports in a timely manner, with due regard for the patient's health needs. In the absence of circumstances beyond the control of the licensee, timely shall mean less than 30 days.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NOS.:	RULE TITLES:
64B16-26.103	Continuing Education Credits
64B16-26.603	Reporting Continuing Education Requirements
64B16-26.606	Number of Required Hours

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules, as noticed in Vol. 26, No. 35, September 1, 2000, Florida Administrative Weekly have been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THESE RULES IS: John Taylor, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Mental Health Program

RULE NO.:	RULE TITLE:
65E-5.2301	Health Care Surrogate or Proxy

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. 41, October 13, 2000, issue of the Florida Administrative Weekly. The changes were made in response to written and oral comments received at the public hearing.

65E-5.2301 Health Care Surrogate or Proxy.

(1) During the interim period between the time a patient is determined to be incompetent to consent to treatment by one or more physicians, pursuant to s. 765.204, F.S., by a physician, as defined in s. 394.455(21), F.S., to be incompetent to consent to treatment and the time a guardian advocate is expeditiously appointed by a court, ~~pursuant to s. 394.467(6)(d), F.S.,~~ to provide express and informed consent to the patient's treatment, a health care surrogate designated by the patient, pursuant to chapter 765, part II, F.S., may provide such consent to treatment.

(2) No change.

(3) Upon the documented determination that a patient is incompetent to make health care decisions for himself or herself by one or more physicians, pursuant to s. 765.204, F.S. by two physicians that a patient is incompetent to make health care decisions for himself or herself, the facility shall notify the surrogate or proxy in writing that his or her authority under the law has commenced. Use of recommended form CF-MH 3122, Jan 98, "Certification of Patient's Incompetence to Consent to

Treatment and Notification of Health Care Surrogate/Proxy," will be considered by the department to be sufficient for this purpose.

(4) A petition for adjudication of incompetence to consent to treatment and appointment of a guardian advocate shall be filed with the court within two court_working days of the determination of the patient's incompetence to consent to treatment by one or more physicians, pursuant to s. 765.204, F.S. by the physicians, as defined in s. 394.455(21), F.S., of the patient's incompetence to consent to treatment. Use of recommended form CF-MH 3106, Jan 98, "Petition for Adjudication of Incompetence to Consent to Treatment and Appointment of a Guardian Advocate," will be considered by the department to be sufficient for this purpose.

(5) No change.

Specific Authority 394.457(5) FS. Law Implemented 394.4598, 765 FS. History--New 11-29-98, Amended _____.

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Mental Health Program

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
65E-11	Behavioral Health Services
RULE NOS.:	RULE TITLES:
65E-11.002	Definitions
65E-11.003	Scope of Behavioral Health Services
65E-11.004	Clinical Guidelines for Referral
65E-11.005	Behavioral Health Services Standards
65E-11.006	Performance-Based Measures and Outcomes
65E-11.007	Practice Guidelines for Behavioral Health Services to Ensure Cost-effective Treatment and To Prevent Unnecessary Expenditures

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. 36, September 8, 2000, issue of the Florida Administrative Weekly. These changes are in response to suggestions from the public hearing and written response to the proposed rulemaking by the Joint Administrative Procedures Committee.

65E-11.002 Definitions. Definitions as used in Chapter 65E-11.

(1) through (5) No change.

(6) "Behavioral Health Services" means those services, contingent on the child's presenting condition, that are provided to enrolled children in the Behavioral Health Specialty Care Network for the treatment of mental or substance-related disorders ~~substance dependence disorders~~.

(7) No change.

(8) "Behavioral Health Specialty Care Network" means the statewide network of Providers of Behavioral Health Services who serve non-Medicaid eligible children with mental or substance-related disorders ~~substance dependence disorders~~ who are determined eligible for the Title XXI part of the KidCare Program that includes providers who are managed behavioral health organizations, private and state funded mental health and substance-related disorders providers, and Lead Agencies. The Behavioral Health Specialty Care Network is administered by the Department of Children and Families, Children's Mental Health State Program Office to provide a comprehensive behavioral health benefits package for children with serious mental or substance-related disorders ~~substance dependence disorders~~.

(9) through (10) No change.

(11) "~~Children's Global Assessment Scale (C-GAS)~~" means a clinical instrument used to determine a child's level of functioning during a specified time period. The instrument contains behaviorally oriented descriptors that depict behaviors and life situations applicable to children.

(12) through (13) renumbered (11) through (12) No change.

(13)(14) "Emergency Behavioral Health Care" means those services necessary to stabilize a child who is experiencing an acute crisis attributable to his or her mental or substance-related disorder ~~substance dependence disorders~~, and without care or treatment, there exist a substantial likelihood the child will cause serious bodily harm to himself or herself or others in the near future, as evidenced by recent behavior.

(15) through (20) renumbered (14) through (19) No change.

(20)(21) "Providers of Behavioral Health Services" means those managed behavioral health care organizations, or substance-related alcohol dependence and treatment programs, or independent behavioral health providers, or subcontracted providers that directly provide behavioral health services to enrolled children and who also meet the minimal licensure and credentialing standards set forth in statutes and rules of the department or the Department of Health, Division of Medical Quality Assurance, pertinent to the treatment and prevention of mental and substance-related disorders ~~substance dependence disorders~~.

(22) through (29) renumbered (21) through (28) No change.

Specific Authority 409.8135(6) FS. Law Implemented 409.8135 FS. History--New _____.

65E-11.003 Scope of Behavioral Health Services.

(1) through (3) No change.

(a) Florida's Medicaid benefit package for Community Mental health, Inpatient and Outpatient Hospitals. Notwithstanding 65E-11.003(3)(a) above, a Provider of Behavioral Health Services shall not be liable for more than 10 inpatient days per contract year.

(b) through (c) No change.

(4) through (5) No change.

(6) Notwithstanding Section 65E-11.003(3) above, Alternative Services shall be provided to enrolled children when deemed necessary to meet the objectives outlined in a child's treatment plan and shall be provided in the most integrated setting appropriate to the needs of the enrolled child.

(7) through (9) No change.

(10) The Behavioral Health Liaison shall be a licensed professional as defined in Chapters 490, or 491, Florida Statutes or a certified professional masters level as defined in Chapter 397, Florida Statutes, and shall:

(a) No change.

(b) Be knowledgeable of mental health and substance-related disorders ~~substance dependence disorders~~ diagnosis and treatment; and

(c) No change.

(11)(a) through (g) No change.

(h) Provide ongoing training to the local Children's Medical Services staff on identification and intervention with children who exhibit behavioral health problems as a result of their mental or substance-related disorder ~~substance dependence disorder~~ and be available for consultation regarding general behavioral health care issues,

(i) through (n) No change

(o) Complete the Behavioral Health Specialty Care Network Screening and Eligibility Tracking form September 2000 version, July 1, 1999 version hereby incorporated by reference as if fully set out here. The Behavioral Health Specialty Care Network Screening and Eligibility Tracking form may be obtained from the district Alcohol, Drug Abuse, and Mental Health Program Office. Upon completion, the Behavioral Health Liaison shall submit a copy of the Behavioral Health Specialty Care Network Screening and Eligibility Tracking form to the Children's Medical Services area office and the district Alcohol, Drug Abuse, and Mental Health Program Office.

(12) through (13) No change.

Specific Authority 409.8135(6) FS. Law Implemented 409.8135 FS. History--New _____.

65E-11.004 Clinical Guidelines for Referral.

(1) through (2)(e) No change.

1. Criteria Set 1:

a. The child has a DSM-IV Axis I clinical classification of mental disorders or substance-related disorders ~~substance dependence disorders,~~

b. through 2. No change.

3. Criteria Set 3: The child has been committed for the treatment of substance-related disorders ~~substance dependence disorders~~ under the Hal S. Marchman Act of 1993, Section 397.01, Florida Statutes, at least once within the last six months.

(3) through (5) No change.

Specific Authority 409.8135(6) FS. Law Implemented 409.8135 FS. History–New _____.

65E-11.005 Behavioral Health Services Standards.

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

(c) Standards for credentialing shall be no less restrictive than those staffing and direct services standards found in the Community Mental Health Coverage and Limitation Handbook, version July 2000 ~~July 1999~~, herein incorporated by reference as if fully set out here. A copy of the Community Mental Health Coverage and Limitation Handbook can be obtained from the district Agency for Health Care Administration program Office.

(d) through 11.c. No change

~~d.4.~~ When a child does not complete the prescribed behavioral health services treatment outlined in his or her treatment plan and is transferred to an out-of-network provider.

~~(3)5.~~ Providers of Behavioral Health Services providing treatment for substance-related disorders ~~substance dependence disorders~~ shall follow the Florida Supplement to the American Society of Addiction Medicine Patient Placement Criteria for the Treatment of Substance-Related Disorders, Second Edition (ASAM PPC-2) July 1, 1998 ~~Revised July 1, 2000~~ criteria as a clinical placement guide, hereby incorporated by reference as if fully set out here. A copy of the ASAM PPC-2 can be obtained from the district Alcohol, Drug Abuse, and Mental Health Program Office.

(4) through (5) No change.

(6) Providers of Behavioral Health Services shall have demonstrated experience in the diagnosis and treatment of children with serious mental or serious substance-related disorders ~~substance dependence disorders~~, as appropriate to the child’s presenting condition.

Specific Authority 409.8135(6) FS. Law Implemented 409.8135 FS. History–New _____.

65E-11.006 Performance-based Measures and Outcomes.

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

(e) Children receive services in the most integrated setting appropriate to the needs of the child ~~Children receive services in the least restrictive appropriate environments,~~

(f) through(g) No change.

(4) Reports. Providers of Behavioral Health services shall report the services provided to each enrolled child by complying with the Department's Substance Abuse and Mental Health Integrated Data System. For those alternative services not specifically included in the Department's Substance Abuse and Mental Health Integrated Data System, Providers of Behavioral Health Services shall follow the reporting requirements found in Sections 65E-11.003(6)(a) and 65E-11.007(14). ~~Reports. Providers of Behavioral Health Services shall submit all applicable reports required by state or federal law, regulation, and rule.~~

~~(a) Providers of Behavioral Health services shall report the services provided to each enrolled child by complying, whenever applicable, with the Department's Substance Abuse and Mental Health Integrated Data System.~~

~~(b) For those alternative services not specifically included in the Department's Substance Abuse and Mental Health Integrated Data System, Providers of Behavioral Health Services shall follow the reporting requirements found in Sections 65E-11.003(6)(a) and 11.007(14).~~

(5) No change.

Specific Authority 409.8135(6) FS. Law Implemented 409.8135 FS. History–New _____.

65E-11.007 Practice Guidelines for Behavioral Health Services to Ensure Cost-effective Treatment and To Prevent Unnecessary Expenditures.

(1) No change.

(a) A board certified child psychiatrist with experience treating children who have mental or substance-related disorders ~~substance dependence disorders~~ shall serve as the authorizing authority for necessary services. The Lead Agency shall communicate the details of the plan to the local Children's Medical Services Area Office. The plan shall be reviewed and updated no later than ninety (90) days apart.

(b) Notwithstanding 65E-11.007(1)(a) above, if the provider can demonstrate that a board certified child psychiatrist with experience treating children who have mental or substance-related disorders ~~substance dependence disorders~~ is not available for participation due the lack of availability, a psychiatrist with experience treating children who have mental disorders or a medical doctor with experience treating children for substance-related disorders ~~substance dependence disorders~~ shall serve as the authorizing authority for necessary services.

(2) through(8) No change.

(a) The Lead Agency shall not be responsible for payment of services delivered after twenty-four hours of the authorization of admission unless the Lead Agency has specifically authorized the delivery of such services.

(b) through (14) No change.

Specific Authority 409.8135(6) FS. Law Implemented 409.8135 FS. History–New _____.

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67-47.010	Definitions
67-47.020	Notice of Funds Availability

NOTICE OF CHANGE

Notice is hereby given that in response to oral and written comments and recommendations made by the Joint Administrative Procedures Committee, the following changes in addition to non-published technical corrections/clarifications have been made to Rule 67-47, Florida Administrative Code, published in Vol. 26, No. 40, of the October 6, 2000, Florida Administrative Weekly.

67-47.010 Definitions.

(7) "Application Package" or "HOME Home Ownership Construction Loan Application Package" or "Form 2000 HOCLP " means the forms, tabs and instructions thereto, obtained from Florida Housing Finance Corporation at 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, which shall be completed and submitted to the Corporation in accordance with Rule Chapters 67-47, F.A.C., in order to apply for HOME Loan funds. The Application is adopted and incorporated herein by reference, effective on the date of the last amendment to this Rule Chapter.

(42) "Very Low-Income Households" means families or persons whose annual incomes do not exceed 50 percent of the median income for the area, as determined by HUD, with adjustments for household size, except that HUD may establish income ceilings higher or lower than 50 percent of the median for the area basis of HUD findings that such variations are necessary because of prevailing levels of construction costs or fair market rents, or unusually high or low household incomes.

Specific Authority 420.507(12),(14) FS. Law Implemented 420.5089(2) FS. History—New 8-7-95, Amended 11-28-96, 10-5-97, Formerly 9I-47.010, Amended 10-20-98,_____.

67-47.020 Notice of Funds Availability.

(4) After the selection of Applicants is made pursuant to Rule 67-47.100, F.A.C., any remaining funds will be made available for eligible programs that qualify under C.F.R. 24, Part 92 and activities as authorized by the Corporation's Board of Directors.

**Section IV
Emergency Rules**

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE TITLE:	RULE NO.:
Threshold Inspection Certification Extension	61G1ER00-1
SPECIFIC REASON FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Department of Community Affairs' statute	

authorizing the threshold inspection was repealed and transferred to s. 481.213(2), F.S., which requires rulemaking. The problem is all the certifications for threshold inspectors are on a staggered basis, thus causing a situation where architects, builders, and inspectors are finding themselves in the middle of a project, thus not being able to complete the job, have it inspected, or verify the structural safety of the partially complete multistory structure or certify its structural integrity and safety for occupancy. This situation is causing a concern for the safety and welfare of the public and at same time creating a financial hardship for those involved in the industry. **REASONS FOR CONCLUDING THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES:** The Board is simultaneously submitting rule development to provide for certification of inspectors pursuant to the new statutory framework.

SUMMARY OF THE RULE: The Board of Architecture and Interior Design has determined that it is necessary to file this emergency rule which will allow all licensed architects who are certified Special Inspectors and on the Roster of Special Inspectors pursuant to old Rule 9B-3.043, F.A.C. continue to be certified Special Inspectors of threshold buildings until the new rule goes into effect.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Sherry Landrum, Executive Director, Board of Architecture and Interior Design, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE EMERGENCY RULE IS:

61G1ER00-1 Threshold Inspection Certification Extension.

All licensed architects who are certified Special Inspectors and on the Roster of Special Inspectors maintained by the Department of Community Affairs, pursuant to Rule 9B-3.043, F.A.C., as of June 30, 2000 shall be qualified to continue to be certified Special Inspectors of threshold buildings.

Specific Authority 481.2055, 481.225, 481.225(2) FS. Law Implemented 481.213(7) FS. History—New 11-9-00.

THIS RULE SHALL TAKE EFFECT IMMEDIATELY UPON FILING WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: November 9, 2000

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE:	RULE NO.:
Criteria for the Performance of Office Surgery	64B8ER00-3
SPECIFIC REASON FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Board of Medicine has statutory authority to set standards of practice in various medical settings. During	

recent years, the practice of physicians performing surgery in their offices rather than in hospitals or ambulatory surgery centers has expanded both in numbers of surgeries and the complexity and duration of the surgical services being provided. As the Board of Medicine and the public have become increasingly aware of the risks and adverse results of some office surgeries, through anecdotal evidence, such as individual disciplinary cases, the Board decided to evaluate the situation and to adopt standard of practice rules necessary to limit the likelihood of adverse incidents arising from surgeries in physicians offices. To this end the Board of Medicine adopted rules relating to office surgery in 1994. The Board of Medicine and its committees have held hearings over the past two years, and have developed additional standard of practice rules and rule amendments to try to increase patient safety. Some of the rule proposals which the Board developed have been adopted and other are pending and unable to be adopted because of legal challenges.

On a collateral track, the Board successfully sought legislative authority to require physicians to report adverse incidents that occur in physician offices. The rules implementing that legislation, Section 458.351, Florida Statutes, only took effect in March of this year, and office incident reporting began. The Board did not receive information on these reports until its July 2000 meeting. Information provided at that time was incomplete. The Board requested more comprehensive information, and directed the Board Chair to review the reports and provide the information at its August meeting.

At its August 4, 2000, meeting, the Board received information it had requested on adverse incident reports submitted in the five months since the reporting requirement became effective. Information provided by the Agency for Health Care Administration ("AHCA") raised substantial concern regarding ongoing office-based Level III office surgery. Between March and July, 20 adverse incidents were reported to AHCA, all of which resulted in transfer of the patient to a hospital. Five (25%) of those patients died. Fifteen of the 20 adverse incidents (75%) related to surgical procedures, and 9 of the 15 surgically related adverse incidents (45%) related to plastic or cosmetic surgery, which are elective procedures. The 9 plastic/cosmetic surgery patients included 4 of the 5 patient deaths. Based on his evaluation of the reports, the Chair advised that the deaths were anesthesia related. The Chair also informed the Board that the rate of deaths was higher than that occurring in ambulatory surgical center, for which there were 5 reported deaths in 1999.

The Board's rules on office surgery divides surgery into three levels. Level III office surgery is defined by rule as surgery which involves, or reasonably should require, the use of a general anesthesia or major conduction anesthesia and pre-operative sedation. This includes the use of intravenous sedation beyond that defined for Level II office surgery; general anesthesia which includes loss of consciousness and

loss of vital reflexes with probable requirement of external support of pulmonary or cardiac functions; or major conduction anesthesia. Because of the use of deep sedation or general anesthesia and the increased complexity and invasiveness of surgeries for which these levels of anesthesia are necessary, patients are at more risk during Level III surgery.

On August 10, 2000, the Board of Medicine adopted an emergency rule, 64B8ER00-1, setting a moratorium on all Level III office surgeries. At that time the stated purpose was twofold: first, to protect the lives of patients who would otherwise undergo Level III surgery in physician offices instead of in the more highly regulated hospitals and ambulatory surgical centers and, second, to help the Board and all of the physicians and other parties involved in office surgery to focus on the immediacy of the danger and to try to develop appropriate safeguards so that Level III office surgery can be performed safely in physicians offices or so that a record can be more thoroughly developed upon which a decision may be based as to whether or not Level III surgery is safe in offices.

During the moratorium, the Secretary of the Department of Health, at the Board's request, appointed a Commission on Outpatient Surgical Safety. This Commission was charged to collect information on surgeries performed in hospitals, ambulatory surgical settings, and hospitals and to make recommendations to the Board prior to the expiration of the moratorium.

The Commission did so, and its report was considered by the Board at a noticed public meeting on November 5, 2000, in Tampa, Florida. The report noted that there is still insufficient data about the scope and volume of office-based surgical procedures performed in Florida. In light of that, it recommended, in pertinent part, that physicians performing office surgeries should be required to implement risk management systems similar to requirements for Ambulatory Surgery Centers and that they be required to report adverse incidents, as well as data on the type and volume of surgical procedures. It specifically recommended that physicians be required to submit surgical logs monthly, which logs were already required to be maintained.

On the issue of which surgeries could safely be performed in physician offices, the Commission recommended that no Level III surgeries be permitted on patients with an ASA III or higher rating. The American Society of Anesthesiologist's (ASA) risk classification criteria includes Classes I through V. Class I denotes a normal, healthy patient; Class II denotes a patient with mild systemic disease; and Class III denotes a patient with severe systemic disease. ASA Class IV and V patients are those patients at substantial risk for perioperative morbidity and mortality. Rarely will a Class IV patient (a person with severe systemic disease that is a constant threat to life) be a candidate for anesthesia and surgery even in an ambulatory

surgical center. Class V patients are in life-and-death situations – moribund patients not expected to survive without the surgery.

In addition, it recommended more careful pre-surgical clearance for all ASA II patients (patients with mild systemic disease) who were over the age of 40, including an EKG and a complete medical workup. For a medical patient deemed to be a complicated patient, it recommended that there be an independent medical clearance by a consultant.

Since one of the issues of concern is anesthesia, the Commission further recommended that the Board adopt the “Standards of the American Society of Anesthesiologists for Basic Anesthesia Monitoring.”

After reviewing and discussing the report and its recommendations, the Board voted to accept the recommendations recited above, as well as to take other actions. In light of the fact that since March, a total of 33 adverse incidents in physician offices had been reported, (13 of them after the August emergency rule was adopted), the Board determined that failure to put identified safeguards in place immediately would put the public in imminent danger. Of the 33 adverse incidents reported, 23 related to surgical procedures and 5 of those resulted in death. Just since the August moratorium, there have been eight adverse incidents reported involving office surgery and one more patient death. In contrast, in all of 1999, there were only five reported deaths from ambulatory surgical centers.

The Board does not believe it can just stand by while patients, many of whom are seeking elective procedures, die during surgery. The pending challenge to proposed rule amendments and the alarming trend in the short-term concrete information provided to the Board justifies the filing of an emergency rule. The Board now has evidence that an average of four adverse incidents resulting in transfer to a hospital per month, and one patient death per month are occurring in office surgeries, without the Board having rapid, comprehensive access to information that would assist the Board in determining if its current existing and proposed rules are sufficient to reduce adverse incidents and patient deaths.

Accordingly, the Board of Medicine determined that it was necessary to put into place the measures noted in order to obtain data on which to base future analysis and decisions and to provide additional safeguards so that patients would be more carefully screened pre-operatively and would be more carefully monitored to decrease the likelihood of adverse results.

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES: The instant rule replaces the Board's prohibition of all Level III office surgery. The instant rule takes into consideration the additional information and recommendations provided by the Commission on Outpatient Surgical Safety to impose more specific restrictions on Level III procedures. The instant rule,

rather than prohibiting all Level III office surgery, is narrowly tailored, requiring evaluations to decrease risk to patients, and to require the participation of physicians performing Level III office surgeries in the compilation of the information necessary for the Board's decision-making.

SUMMARY OF THE RULE: The emergency rule requires the implementation of a risk management system in offices where Level II and/or Level III surgical procedures are performed and requires the submission of surgical logs for data collection purposes. The rule also adopts standards for anesthesia monitoring. The rule prohibits any Level III surgery on patients classified as ASA III and higher in the office setting, and requires ASA II patients over the age of 40 to undergo an EKG and complete workup prior to the performance of any Level III surgery.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE FULL TEXT OF THE EMERGENCY RULE IS:

64B8ER00-3 Criteria for the Performance of Office Surgery.

In addition to the criteria set forth for office surgical procedures in Rule 64B8-9.009, F.A.C., the following requirements and restrictions are in effect for the duration of this emergency rule.

(1) All physician offices at which Level II and Level III procedures are performed are required to implement a risk management system similar to the requirements for ambulatory surgical centers, as set forth in Rule 59A-5.019, F.A.C. Said risk management systems shall include the reporting of adverse incidents as well as data on type and volume of surgical procedures.

(2) Office surgical logs for all Level II and Level III surgical procedures shall be submitted to the Department of Health at the end of each calendar month for data collection purposes. The logs must include a confidential patient identifier.

(3) The Board of Medicine adopts the “Standards of the American Society of Anesthesiologists for Basic Anesthetic Monitoring,” approved by House Delegates on October 21, 1986 and last amended on October 21, 1998, as the standards for anesthetic monitoring by any anesthesia provider. These standards are incorporated herein by reference in this rule and are available from the American Society of Anesthesiologists, 520 N. Northwest Highway, Park Ridge, Illinois 60068-2573, or by telephoning (847)825-5586.

(4) All Level III surgeries on patients classified as ASA III and higher are to be performed only in a hospital or ambulatory surgical center.

(5) For all ASA II patients above the age of 40, the surgeon must obtain, at a minimum, an EKG and a complete workup performed prior to the performance of Level III surgery in a physician office setting. If the patient is deemed to be a complicated medical patient, the patient must be referred to an appropriate consultant for an independent medical clearance. This requirement may be waived after evaluation by the patient's anesthesiologist.

Specific Authority 458.309, 458.331(1)(v), 120.54(4) FS. Law Implemented 458.331(1)(g),(t),(v),(w) FS. History--New 11-8-00.

THIS RULE SHALL TAKE EFFECT IMMEDIATELY UPON FILING WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: November 8, 2000

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: RULE NO.:

Restriction on Combination 64B8ER00-4
Surgical Procedures

SPECIFIC REASON FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Board of Medicine has statutory authority to set standards of practice in various medical settings. During recent years, the practice of physicians performing surgery in their offices rather than in hospitals or ambulatory surgery centers has expanded both in numbers of surgeries and the complexity and duration of the surgical services being provided. As the Board of Medicine and the public have become increasingly aware of the risks and adverse results of some office surgeries, through anecdotal evidence, such as individual disciplinary cases, the Board decided to evaluate the situation and to adopt standard of practice rules necessary to limit the likelihood of adverse incidents arising from surgeries in physicians offices. To this end the Board of Medicine adopted rules relating to office surgery in 1994. The Board of Medicine and its committees have held hearings over the past two years, and have developed additional standard of practice rules and rule amendments to try to increase patient safety. Some of the rule proposals which the Board developed have been adopted and other are pending and unable to be adopted because of legal challenges.

On a collateral track, the Board successfully sought legislative authority to require physicians to report adverse incidents that occur in physician offices. The rules implementing that legislation, Section 458.351, Florida Statutes, only took effect in March of this year, and office incident reporting began. The Board did not receive information on these reports until its July 2000 meeting. Information provided at that time was incomplete. The Board requested more comprehensive information, and directed the Board Chair to review the reports and provide the information at its August meeting.

At its August 4, 2000, meeting, the Board received information it had requested on adverse incident reports submitted in the five months since the requirement became effective. Information provided by the Agency for Health Care Administration ("AHCA") raised substantial concern regarding ongoing office-based Level III office surgery. Between March and July, 20 adverse incidents were reported to AHCA, all of which resulted in transfer of the patient to a hospital. Five (25%) of those patients died. Fifteen of the 20 adverse incidents (75%) related to surgical procedures, and 9 of the 15 surgically related adverse incidents (45%) related to plastic or cosmetic surgery, which are elective procedures. The 9 plastic/cosmetic surgery patients included 4 of the 5 patient deaths. Based on his evaluation of the reports, the Chair advised that the deaths were anesthesia related. The Chair also informed the Board that the rate of deaths was higher than that occurring in ambulatory surgical center, for which there were 5 reported deaths in 1999.

The Board's rules on office surgery divides surgery into three levels. Level III office surgery is defined by rule as surgery which involves, or reasonably should require, the use of a general anesthesia or major conduction anesthesia and pre-operative sedation. This includes the use of intravenous sedation beyond that defined for Level II office surgery; general anesthesia which includes loss of consciousness and loss of vital reflexes with probable requirement of external support of pulmonary or cardiac functions; or major conduction anesthesia. Because of the use of deep sedation or general anesthesia and the increased complexity and invasiveness of surgeries for which these levels of anesthesia are necessary, patients are at more risk during Level III surgery. On August 10, 2000, the Board of Medicine adopted an emergency rule, 64B8ER00-1, F.A.C. setting a moratorium on all Level III office surgeries. At that time the stated purpose was twofold: first, to protect the lives of patients who would otherwise undergo Level III surgery in physician offices instead of in the more highly regulated hospitals and ambulatory surgical centers and, second, to help the Board and all of the physicians and other parties involved in office surgery to focus on the immediacy of the danger and to try to develop appropriate safeguards so that Level III office surgery can be performed safely in physicians offices or so that a record can be more thoroughly developed upon which a decision may be based as to whether or not Level III surgery is safe in offices.

During the moratorium, the Secretary of the Department of Health, at the Board's request, appointed a Commission on Outpatient Surgical Safety. This Commission was charged to collect information on surgeries performed in hospitals, ambulatory surgical settings, and hospitals and to make recommendations to the Board prior to the expiration of the moratorium.

The Commission did so, and its report was considered by the Board at a noticed public meeting on November 5, 2000, in Tampa, Florida. The report noted that there is still insufficient data about the scope and volume of office-based surgical procedures performed in Florida. In light of that, it recommended, in pertinent part, that physicians performing office surgeries should be required to implement risk management systems similar to requirements for Ambulatory Surgery Centers and that they be required to report adverse incidents, as well as data on the type and volume of surgical procedures. It specifically recommended that physicians be required to submit surgical logs, which logs were already required to be maintained.

A review of the adverse incidents reported reveals that of the six patients who died, four had undergone plastic or cosmetic surgery. Further, of the 23 adverse incidents related to surgical procedures, over half (12) involved plastic or cosmetic surgery and a full one-half of those were abdominoplasty and liposuction. In light of these statistics and in light of prior information provided to the Board during the development of the office surgery rule and rule amendments regarding length of surgery, the combination of multiple procedures in the same surgery, and the impact of liposuction on the body, the Board perceived a need to limit abdominoplasty and liposuction. These procedures are generally elective surgeries. The Board found that there is a demonstrably higher risk to patients when abdominoplasty is combined with liposuction and when liposuction is combined with any other procedures.

The Board determined that there was an imminent danger to patients who might undergo these procedures and not be aware of the risk involved. Accordingly, the Board voted to adopt an emergency rule .

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES: The instant rule replaces the Board's prohibition of any Level III office surgery. The instant rule, rather than prohibiting Level III office surgery is less intrusive, by banning specific procedures combining abdominoplasty and liposuction or liposuction with other surgical procedures to decrease risk to patients as much as possible without banning all Level III surgeries outright.

SUMMARY OF THE RULE: The emergency rule places a restriction on combination surgery of abdominoplasty with liposuction in the office setting and prohibits the performance of liposuction as a separate procedure in combination with other surgical procedures.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE FULL TEXT OF THE EMERGENCY RULE IS:

64B8ER00-4 Restriction on Combination Surgical Procedures.

There shall be no combination surgery of the procedures abdominoplasty with liposuction in the office setting. In addition, liposuction shall not be performed as a separate procedure in combination with other surgery procedures.

Specific Authority 458.309, 458.331(1)(v), 120.54(4) FS. Law Implemented 458.331(1)(g),(t),(v),(w) FS. History—New 11-8-00.

THIS RULE SHALL TAKE EFFECT IMMEDIATELY UPON FILING WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: November 8, 2000

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that on October 30, 2000, the Florida Public Service Commission received an Amended Petition from Calpine Construction Finance Company, L.P., Docket No. 000442-EI, seeking waiver from Rule 25-22.082, Florida Administrative Code. The rule requires investor-owned electric utilities to evaluate supply-side alternatives to its next planned generating unit by issuing a Request for Proposals (RFP), prior to filing a petition for determination of need for an electrical power plant. Comments on this Petition should be filed with the Commission's Division of Records and Reporting, Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0863, within 14 days of publication of this notice. A copy of the Petition may be obtained from the Commission's Division of Records and Reporting, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0850, or by calling (850)413-6770. For additional information, contact Rachael Isaac, Division of Legal Services, at 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6218.

NOTICE IS HEREBY GIVEN that on October 9, 2000, the Florida Public Service Commission received a Petition from Sundestin International Homeowners Association, Inc. (SIHOA), Docket No. 001543-EU, seeking a variance or waiver from Rule 25-6.049(5)(a), Florida Administrative Code. The Rule requires individual electric metering by the utility company for each unit of new commercial establishments, residential buildings, condominiums, cooperatives, marinas and trailer, mobile home and recreational vehicle parks which were constructed after

January 1, 1981. Comments on this Petition should be filed with the Commission's Division of Records and Reporting, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32399-0850, within 14 days of publication of this notice. A copy of the Petition may be obtained from the Division of Records and Reporting. For additional information, please contact Katrina Walker, Division of Legal Services, at 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6199.

NOTICE IS HEREBY GIVEN that on October 9, 2000, the Florida Public Service Commission received a Petition from Dunes of Panama Owners Association, Inc. (the Dunes), Docket No. 001544-EU, seeking a variance or waiver from Rule 25-6.049(5)(a), Florida Administrative Code. The Rule requires individual electric metering by the utility company for each unit of new commercial establishments, residential buildings, condominiums, cooperatives, marinas and trailer, mobile home and recreational vehicle parks which were constructed after January 1, 1981. Comments on this Petition should be filed with the Commission's Division of Records and Reporting, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32399-0850, within 14 days of publication of this notice. A copy of the Petition may be obtained from the Division of Records and Reporting. For additional information, please contact Katrina Walker, Division of Legal Services, at 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6199.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Department of Business and Professional Regulation hereby gives notice that it has received a Petition for Variance or Waiver filed on September 25, 2000, by Elena Moure-Domecq, Esquire, on behalf of Petitioner Orlando Grandal. The Petitioner is seeking a variance or waiver from Rule 61-6.004, F.A.C., which implements section 455.271(6), F.S., relating to delinquent licenses becoming null and void. The Petition is being processed and is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0750. Requests for inspection or copies should be made to the Agency Clerk at the above address, with specific reference to VW 2000-011.

NOTICE IS HEREBY GIVEN that on September 21, 2000 the Board of Professional Surveyors and Mappers issued a Final Order granting a Petition for Waiver by Richard Alan Welch. The petition was filed on August 15, 2000 and first published in Vol. 26, No. 36 of the September 8, 2000 issue of the Florida Administrative Weekly. Petitioner requested a waiver of Rule

61G17-4.007 which stipulates an applicant is required to re-apply and pay the appropriate fee if the applicant fails to take the examination on two consecutive regularly scheduled examination dates. The Board accepted Petitioner's plea of substantial hardship, and agreed that he met the purpose of the underlying Section 472.013, Florida Statutes.

For a copy of the Final Order, contact: Sherry Landrum, Executive Director, Board of Professional Surveyors and Mappers, Department of Business and Professional Regulation, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN that on September 21, 2000 the Board of Professional Surveyors and Mappers issued a Final Order granting a Petition for Waiver by Phillip Matthew Mould. The petition was filed on August 14, 2000 and first published in Vol. 26, No. 36 of the September 8, 2000 issue of the Florida Administrative Weekly. Petitioner requested a waiver of Rule 61G17-4.007 which stipulates an applicant is required to re-apply and pay the appropriate fee if the applicant fails to take the examination on two consecutive regularly scheduled examination dates. The Board accepted Petitioner's plea of substantial hardship, and agreed that he met the purpose of the underlying Section 472.013, Florida Statutes.

For a copy of the Final Order, contact: Sherry Landrum, Executive Director, Board of Professional Surveyors and Mappers, Department of Business and Professional Regulation, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN that on September 21, 2000 the Board of Professional Surveyors and Mappers issued a Final Order granting a Petition for Waiver by Douglas Scott Gipson. The petition was filed on August 15, 2000 and first published in Vol. 26, No. 36 of the September 8, 2000 issue of the Florida Administrative Weekly. Petitioner requested a waiver of Rule 61G17-4.007 which stipulates an applicant is required to re-apply and pay the appropriate fee if the applicant fails to take the examination on two consecutive regularly scheduled examination dates. After considering the issues presented, the Board determined that strict application of the rule would create substantial hardship on Petitioner, and that Petitioner did, indeed, meet the purpose of Rule 61G17-4.007's underlying statutes.

For a copy of the Final Order, contact: Sherry Landrum, Executive Director, Board of Professional Surveyors and Mappers, Department of Business and Professional Regulation, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on October 26, 2000, a petition from Coastal Fuels Marketing, Inc., seeking a variance from the installation of secondary containment under rule 62-761.700(1)(a)6. of the Florida Administrative Code, for the replacement of more than 100 feet of integral piping. The petition has been assigned OGC case number 00-2073. Copies may be received from, and written comments submitted to, Department of Environmental Protection, Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; Attn: Rebecca Grace. Comments must be received no later than 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received on November 7, 2000, a petition from The Environmental Trust for a waiver pursuant to subsection 376.3071(12)(k)(5), F.S., of certain record keeping requirements under subsection 376.3071(12)(e), F.S. The petition has been assigned OGC case number 00-2092 and is for the Exxon Station located at 3000 Belcher Rd., Palm Harbor, FDEP Facility #528515480. Copies may be received from, and written comments submitted to, Department of Environmental Protection, Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; Attn: Rebecca Grace. Comments must be received no later than 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on November 6, 2000, a petition from Porter, White & Company, Inc., seeking a waiver of certain documentation requirements of 376.3071, Florida Statutes. The petition has been assigned OGC case number 00-2086 and is for Centurion Truck Plaza located at 5912 New King Road, Jacksonville, Florida, FDEP Facility #168629679. Copies may be received from, and written comments submitted to: Inguna Varoslavane-Callahan, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000. Comments must be received no later than 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on November 8, 2000, a petition from National Service Industries, Inc., seeking a waiver of certain documentation requirements of 376.3071, Florida Statutes, and Chapter 62-773, Florida Administrative Code. The petition has been assigned OGC case number 00-2091 and is for the Former National Linen Service site located at 1950 Northwest First Avenue, Miami, Florida, FDEP Facility #138622157. Copies may be received from, and

written comments submitted to: Inguna Varoslavane-Callahan, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000. Comments must be received no later than 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on November 8, 2000, a petition from Circle K Stores, Inc., seeking a waiver of certain documentation requirements of 376.3071, Florida Statutes. The petition has been assigned OGC case number 00-2117 and is for Circle K #7460, FDEP Facility #598520837. Copies may be received from, and written comments submitted to: Inguna Varoslavane-Callahan, Department of Environment Protection, Office of General Counsel, MS 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000. Comments must be received no later than 14 days from the date of publication of this notice.

DEPARTMENT OF HEALTH

The Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counselors hereby gives notice that on October 30, 2000, it received a petition from James E. Adams, seeking a waiver from Rule 64B4-3.003(3)(a)1., F.A.C. which addresses the theory and practice examination for Clinical Social Workers, and the minimum passing scaled score.

The Board will discuss this matter on January 18, 2001 at 9:00 a.m., or shortly thereafter, at the Hilton Jacksonville Riverfront, 1201 Riverplace Boulevard, Jacksonville, Florida 32207.

Comments on this petition should be filed with the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counselors/MQA, 4052 Bald Cypress Way, Tallahassee, Florida 32399-3255, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counselors, 4052 Bald Cypress Way, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN THAT ON October 20, 2000, the Department of Health received a Petition for Variance from Rule 64E-5.217(1)(b), F.A.C., from Food Technology Service, Inc., and MDS Nordion Inc. The Petitioners request a variance from the rule that specifies provision of a performance bond.

Comments on this Petition should be filed with: Theodore Henderson, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, FL 32399-1703.

A copy of the petition may be obtained from: Theodore Henderson, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, FL 32399-1703.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Department of Children and Families has received a Petition for Waiver of Rule 65E-5.350, Florida Administrative Code. The rule from which the waiver is sought concerns Eligibility Criteria and Procedures for Designation of Baker Act Receiving Facilities. The Petitioner is the Sexually Violent Predator Program of the Department of Children and Family Services. The petition was received by the Agency Clerk on October 27, 2000, and assigned Case No. 00-006W.

A copy of the petition may be obtained by writing: Office of the Agency Clerk, 1317 Winewood Blvd., Bldg. 2, Room 204X, Tallahassee, FL 32399-0700.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Department of State, Division of Cultural Affairs** announces the following public meeting, to which all persons are invited.

COMMITTEE: Art Selection Committee

DATE AND TIME: Thursday, December 14, 2000, 1:30 p.m.

PLACE: Florida Department of Transportation, Keppler Complex, Wahoo Conference Room, 1650 N. Keppler Road, DeLand, FL 32724, (904)740-3402

PURPOSE: To hold an Orientation meeting to determine potential artwork sites for Art in State Buildings Project No. DOT 243-267, Keppler Road Complex, DeLand, Volusia County, Florida

For more information or to obtain a copy of the agenda, please contact: Lee Modica, Arts Administrator, Division of Cultural Affairs, The Capitol, Tallahassee, Florida 32399-0250, (850)487-2980, Ext 116.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding to provide a record for judicial review. This meeting will not be taped by the Division of Cultural Affairs.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least

48 hours before the meeting by contacting Kirby Mole, (850)487-2980, Ext 133. If you are hearing or speech impaired, please contact the agency by calling TT: (850)488-5779.

DEPARTMENT OF BANKING AND FINANCE

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

DATE AND TIME: December 13, 2000, 10:00 a.m. – 12:00 Noon

PLACE: Telephone conference

PURPOSE: Licensing applications and Disciplinary Proceedings.

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

To obtain further information on how to participate contact: Gladys Hennen, Administrative Assistant II, Division of Securities and Finance, 101 East Gaines St., Fletcher Bldg., Room 624P, Tallahassee, FL 32399-0350, (850)410-9847.

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Commissioner's Agricultural Water Policy Group Meeting to which all persons are invited:

DATE AND TIME: Tuesday, December 5, 2000, 9:30 a.m.

PLACE: Florida Fruit and Vegetable Association, 4401 East Colonial Drive, Board Room, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items for discussion includes the Department of Environmental Protection and Water Management Districts water programs, and including updates on ongoing projects.

A copy of the agenda or directions may be obtained by contacting: Bill Bartnick, 3125 Conner Blvd., Mail Stop C-28, Tallahassee, FL 32399-1650, (850)414-1065.

DEPARTMENT OF EDUCATION

The State of Florida, **Education Standards Commission** announces nine public hearings to which all persons are invited.

- DATE AND TIME: December 7, 2000, 4:00 p.m. – 6:00 p.m.
 PLACE: Sheraton Suites, 4400 W. Cypress Street, Tampa, Florida (Contact: Ms. Teri Carmody, (813)873-8675)
- DATE AND TIME: December 11, 2000, 4:00 p.m. – 6:00 p.m.
 PLACE: Florida Department of Education, Turlington Building, Room 1706, 325 West Gaines Street, Tallahassee, Florida (Contact: Dr. Adeniji A. Odotola, (850)488-1523)
- DATE AND TIME: December 11, 2000, 4:00 p.m. – 6:00 p.m.
 PLACE: Escambia County School District, Administrative Building, 215 West Garden Street, Pensacola, Florida (Contact: Ms. Linda English, (850)469-6130)
- DATE AND TIME: December 12, 2000, 4:00 p.m. – 6:00 p.m.
 PLACE: Duval County School District, School Board Building, Conference Room 613, 1701 Prudential Drive, Jacksonville, Florida (Contact: Mr. Martin Miller, (904)390-2111)
- DATE AND TIME: December 12, 2000, 4:00 p.m. – 6:00 p.m.
 PLACE: Santa Fe Community College, S Building, Room 029, 3000 N. W. 83rd Street, Gainesville, Florida (Contact: Ms. Donna Sparks, (352)395-5521)
- DATE AND TIME: December 13, 2000, 4:00 p.m. – 6:00 p.m.
 PLACE: Palm Beach Community College, Boca Raton Campus, CA 101, 3000 Saint Lucie Avenue, Boca Raton, Florida (Contact: Ms. Tunjarnika Coleman-Ferrell, (561)367-4518)
- DATE AND TIME: December 13, 2000, 4:00 p.m. – 6:00 p.m.
 PLACE: University of Central Florida, Student Union, Cape Florida Ballroom, Room 316CD, 4000 Central Florida Boulevard, Orlando, Florida (Contact: Dr. Sandra Robinson or Kim Whitney, (407)823-5529)
- DATE AND TIME: December 14, 2000, 4:00 p.m. – 6:00 p.m.
 PLACE: Florida Gulf Coast University, 107 Griffin Hall, 10501 FGCU Boulevard, South, Ft. Myers, Florida (Contact: Dr. Dennis Pataniczek, (941)590-7777)
- DATE AND TIME: December 14, 2000, 4:00 p.m. – 6:00 p.m.
 PLACE: Florida International University, University Park Campus, College of Education, ZEB - 325, 11200 S. W. 8th Street, Miami, Florida (Contact: Dr. Wendy Cheyney, (305)348-3202)
- PURPOSE: The Florida Education Standards Commission, in collaboration with the Florida Partnership for School Readiness and Postsecondary Education Planning Commission, has completed making initial recommendations for the Subject Matter Content Standards for Florida's Early Childhood Teachers. These public hearings are designed for you to provide your opinions and suggestions for modifications.

A copy of the hearing materials may be obtained by contacting: Florida Education Standards Commission, Turlington Building, Room 224, 325 West Gaines Street, Tallahassee, Florida 32399, (850)488-1523 or Suncom 278-1523.

SPECIAL ACCOMMODATIONS: Persons with disabilities who require assistance to participate in this meeting are requested to contact Dr. Adeniji Odotola at the above address or telephone numbers.

The State of Florida, **Education Practices Commission** announces a Teacher Hearing Panel to which all persons are invited.

DATE AND TIME: December 8, 2000, 8:30 a.m. or as soon thereafter as can be heard

PLACE: Sheraton Suites Tampa-Airport, 4400 West Cypress Street, Tampa, Florida 33607, (813)873-8675

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, Room 224-E, Turlington Building, 325 W. Gaines Street, 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, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **State Board of Independent Colleges and Universities** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 1, 2000, 9:00 a.m. – 2:00 p.m.

PLACE: Holiday Inn Select, Orlando International Airport, 5750 T. G. Lee Boulevard, Orlando, FL 32822

PURPOSE: SBICU Strategic Planning Committee Meeting.

The Board welcomes participation from any interested members of the public.

Any person who desires a copy of the proceedings should arrange to tape the meetings. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he or she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is requested to advise the Board at least five calendar days before the meeting by contacting Mary Cook, (850)488-8695.

The **Board of Regents** of the State University System of Florida announces a meeting to which the public is invited.
DATE AND TIME: December 4, 2000, 9:00 a.m. – 3:30 p.m.

PLACE: Florida Education Center, Room 1706, 325 West Gaines Street, Tallahassee, Florida

PURPOSE: This meeting will be held to negotiate the 2001-2004 Successor Agreement between the Board of Regents and the United Faculty of Florida.

The Board welcomes participation from any interested members of the public.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Equal Opportunity Programs, (850)201-7160 (Voice), (850)201-7164, (TDD), at least 7 days in advance, so that their needs can be accommodated.

The **Board of Regents** of the State University System of Florida announces a meeting to which the public is invited.
DATES AND TIME: December 5-6, 2000, 9:30 a.m. – 3:30 p.m.

PLACE: Florida Education Center, Room 1706, 325 West Gaines Street, Tallahassee, Florida

PURPOSE: This meeting will be held to negotiate the 2001-2002 Reopener Agreement between the Board of Regents and the Florida Public Employees Council 79, American Federation of State, County and Municipal Employees (AFSCME).

The Board welcomes participation from any interested members of the public.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Equal Opportunity Programs, (850)201-7160 (Voice), (850)201-7164, (TDD), at least 7 days in advance, so that their needs can be accommodated.

The **Florida Art in State Buildings Program** (FAMU) announces the following public meeting, to which all persons are invited.

COMMITTEE: Art Selection Committee

DATE AND TIME: Tuesday, November 28, 2000, 1:00 p.m.

PLACE: Ed Love Studios, 2920 Parrish Drive, Tallahassee, Florida 32308

PURPOSE: To hold a Orientation/Slide Review Meeting to determine potential sales and media for artwork, review entries and select artwork for purchase.

For more information, or to obtain a copy of the agenda, please contact: Kenneth Falana, User Agency Representative, Art In State Buildings Program, Florida A & M University, Tallahassee, Florida 32307, (850)561-2842.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding to provide a record for judicial review. This meeting will not be taped by the Art In State Buildings Program.

Pursuant to the provisions of the Americans Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Kenneth Falana, (850)561-2842. If you are hearing or speech impaired, please contact the agency by calling TT: (850)488-5779.

The **Gulf Coast Community College District**, Board of Trustees will hold its monthly meeting as follows.

DATE AND TIME: December 14, 2000, 10:00 a.m. (CDT)

PLACE: Gardner Seminar Room

PURPOSE: Regular monthly meeting.

Contact person for the meeting is Dr. Robert L. McSpadden, President.

The **Department of Education** and the Occupational Access and Opportunity Commission (OAOC) announces the following meetings of the Commission.

DATES AND TIME: November 30, 2000-December 1, 2000, 8:30 a.m. – 5:00 p.m.

PLACE: Sandestin Golf and Beach Resort, 9300 Highway 98, West, Destin, Florida

PURPOSE: To conduct regular business of the OAOC and meet with OAOC partners.

In accordance with the Americans with Disabilities Act, persons in need of special accommodations to participate in these meetings should contact: OAOC, 2002 Old St. Augustine Road, Building A, Tallahassee, FL 32301-4862, (850)487-3431 or toll free 1(800)451-4327.

Should you not be able to attend, but would like a copy of the minutes, please contact the OAOC office, (850)487-3431 or toll free 1(800)451-4327.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Governor's Growth Management Study Commission** announces the following meeting to which all interested parties are invited.

DATE AND TIME: Wednesday, November 29, 2000, 7:00 p.m. – 10:00 p.m.

PLACE: Sheraton West Palm Beach, 630 Clearwater Park Road, West Palm Beach, Florida

PURPOSE: The Infrastructure Sub-Committee will meet to discuss issues related to Growth Management in Florida.

DATES AND TIME: Thursday, November 30, 2000; Friday, December 1, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: Sheraton West Palm Beach, 630 Clearwater Park Road, West Palm Beach, Florida

PURPOSE: The Commission and certain sub-committees will meet to discuss issues related to Growth Management in Florida and hear from invited speakers.

A copy of the agenda with specific times for each sub-committee meeting and other information regarding the meeting and the Commission may be obtained at the Internet address: www.floridagrowth.org. Anyone who does not have access to the web site may request the information in an alternative format by calling the Commission's toll free hotline, 1(877)429-1296.

Any person requiring special accommodation at the meeting because of a disability or physical impairment should contact Tammy Anderson at least seven days before the date of the meeting. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

The **Department of Community Affairs** announces a meeting of the State Energy Program (SEP) Clean Fuel Florida Advisory Board (CFF) to which all interested parties are invited.

SEP CFF MEETING

DATE AND TIME: December 6, 2000, 8:30 a.m. – 5:00 p.m.

PLACE: Department of Community Affairs, Kelley Training Center, Room 305, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

ACTIONS TO BE TAKEN: The CFF will consider the following items:

- 1) Status of Policy Report
- 2) Briefing – Energy 2020 Commission: Status Report
- 3) Update on inventory and Resource Manual

APPEAL INFORMATION: If a person decides to appeal any decision of the Department of Community Affairs with respect to any matter considered at this public meeting he or she may need a record or transcript of the proceeding, and for such purposes he or she may need to ensure that a record of the proceeding is made, which record may include testimony and evidence relevant to the appeal.

Anyone who wants a copy of the agenda or additional information on this meeting may write or call: Alexander Mack, Community Program Administrator, Department of Community Affairs, 2255 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-2475.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the SEP, (850)488-2475, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the SEP using the Florida Dual Party System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Community Affairs** announces a public hearing to which all interested parties are invited.

DATE AND TIME: Wednesday, December 6, 2000, 11:00 a.m. – 12:00 Noon

PLACE: The Harvey Government Center, Key West Conference Room, 1200 Truman Avenue, Key West, Florida

PURPOSE: The Department of Community Affairs (DCA) is seeking public or nonprofit entities to administer the Weatherization Assistance Program and related programs in Monroe County. Entities interested in contracting with DCA to provide these services should be present at this public hearing in order to be informed of the qualifications and application requirements. Selection of an entity will be based on the entities' experience and performance in weatherization or housing renovation activities and in assisting low-income persons in the area to be served, and their capacity to undertake a timely and effective weatherization program. Preferences will be given to any Community Action Agency, other public or nonprofit entity which has, or is currently administering, an effective DCA funded Weatherization Assistance Program. The following qualities will be reviewed: (1) the extent to which the past or current program achieved or is achieving weatherization goals in a timely fashion; (2) the quality of work performed by the entity; (3) the number, qualifications, and experience of the staff members of the entity; and (4) the ability of the entity to secure volunteers, training participants, and public service employment workers. Since no more than one entity will be funded in the county, the entity must be capable and willing to provide services to all eligible low-income citizens in the geographic area.

ACTIONS TO BE TAKEN: The DCA will review all comments received at the public hearing, the submitted applications, and make a decision regarding each entity's eligibility to provide Weatherization Assistance Program services to Monroe County. Recommendations will then be prepared by the Department staff for those selected entities for subsequent consideration and approval or disapproval by the Department's Secretary.

ADDITIONAL INFORMATION: Requests for additional information or questions may be addressed to: Norm Gempel, Planning Manager, Florida Department of Community Affairs, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541 or Fax (850)488-2488.

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 formal record of the proceeding, and for such purposes he or she may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Anyone who wants a copy of the agenda or additional information on this hearing may write or call Mr. Norm Gempel, Planning Manager, Department of Community Affairs, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541 or Fax (850)488-2488.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Department of Community Affairs, (850)488-7541, at least five (5) calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Communities Trust** announces a public meeting of the Governing Body to which all persons are invited.

DATE AND TIME: Monday, December 4, 2000, 1:00 p.m.

PLACE: Betty Easley Conference Center, Room 166, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: Extend grant contracts for certain funded projects; approve project plans for certain funded projects; other business that the governing board deems necessary.

ACTION TO BE TAKEN: Consideration of above-stated business. To obtain a copy of the agenda, contact the: Trust, (850)922-2207.

If any person desires to appeal any decision with respect to any matter considered at the meeting, such person will need a record of the proceeding and 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.

Persons requiring a special accommodation for a disability or physical impairment should contact Florida Communities Trust, (850)922-2207, Suncom 292-2207, at least five days prior to the meeting. If hearing or speech impaired, contact Florida Communities Trust using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF LAW ENFORCEMENT

The **Department of Law Enforcement**, Florida Crime Laboratory Council announces a Forensic Advisory Committee Meeting.

DATE AND TIME: Thursday, November 30, 2000, 1:00 p.m.

PLACE: Miami-Dade Police Department Crime Laboratory, 9105 N. W. 25th Street, Miami, Florida 33172, (305)471-3024

PURPOSE: Forensic Advisory Committee Meeting.

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact the Florida Crime Laboratory Council Office, (850)410-8300, at least five (5) working days prior to the meeting.

If a person decides to appeal any decision made by the Committee with respect to any matter considered at this meeting, such person is responsible for ensuring 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 or a copy of the agenda may be obtained by contacting: Mr. Dale H. Heideman, Forensic Coordinator, Criminal Investigation and Forensic Science Program, Florida Crime Laboratory Council, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8300.

The **Division of Criminal Justice Standards and Training** announces a public meeting for a Probable Cause Determination to which all persons are invited to attend.

DATE AND TIME: Tuesday, December 5, 2000, 1:00 p.m. – Open

PLACE: Florida Department of Law Enforcement, Tampa Bay Regional Operations Center, 4211 North Lois Avenue, Tampa, Florida 33614

PURPOSE: To determine if probable cause exists to proceed with possible disciplinary action.

A copy of the Probable Cause Case agenda can be obtained by calling: Brenda S. Presnell, (850)410-8648, Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Bureau of Standards, Post Office Box 1489, Tallahassee, Florida 32302-1489.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Donna Hunt, (850)410-8615, at least 2 weeks prior to the meeting.

The **Criminal Justice Professionalism Program** announces a Conference Call Commission Meeting to discuss and take action on Criminal Justice Standards and Training Commission rules. All parties are invited to participate.

MEETING: Criminal Justice Standards and Training Commission Conference Call

DATE AND TIME: Wednesday, December 6, 2000, 10:30 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism Program, 2331 Phillips Road, Tallahassee, Florida 32302, in the Criminal Justice Professionalism Program, Conference Room B1055. Please call (850)921-2560 or Suncom 291-2560 to participate in the telephone conference

PURPOSE: To discuss revisions to Commission rules for promulgation and final filing.

COMMISSION MEETING AGENDA: A copy of the rule revisions may be obtained by contacting Donna Hunt, (850)410-8615. If you wish to write the Commission for a copy of this issue, please write: Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302, Attention: Donna Hunt.

SPECIAL ACCOMMODATIONS: Any person requiring a special accommodation at this meeting because of a disability or physical impairment, should contact Donna Hunt, (850)410-8615, at least two (2) weeks prior to the meeting.

The **Criminal Justice Professionalism Program** announces that the Criminal Justice Standards and Training Commission's Executive Planning Committee is schedule to meet for the purpose of reviewing future direction and project priorities for the criminal justice standards and training system. All parties are invited to attend.

DATE AND TIME: Thursday, December 7, 2000, 10:00 a.m. – 5:00 p.m.

PLACE: Florida Highway Patrol Training Academy, 2908 Ridgeway Street, Tallahassee, Florida 32310

PURPOSE: The Executive Planning Committee will be reviewing and discussing issues relating to the training and certification of criminal justice officers.

A copy of the October Executive Planning Committee meeting agenda can be obtained by calling: Jay Preston, (850)410-8658, Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302-1489.

Any person requiring special accommodation at this meeting, because of a disability or physical impairment, should contact Jay Preston, (850)410-8658, at least two (2) weeks prior to the meeting.

The **Department of Law Enforcement**, Florida Crime Laboratory Council announces a meeting.

DATE AND TIME: Friday, December 8, 2000, 10:00 a.m.

PLACE: Embassy Suites Hotel, Palmer 1 and 2 Meeting Room, Second Floor, 555 North Westshore Boulevard, Tampa, Florida 33614, (813)875-1555

PURPOSE: Florida Crime Laboratory Council Meeting.

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact the Crime Laboratory Council Office, (850)410-8300, at least five (5) working days prior to the meeting.

If a person decides to appeal any decision made by the Council with respect to any matter considered during this meeting, such person is responsible for ensuring 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 or a copy of the agenda may be obtained by contacting: Mr. Dale H. Heideman, Forensic Coordinator, Criminal Investigation and Forensic Science Program, Florida Crime Laboratory Council, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8300.

DEPARTMENT OF TRANSPORTATION

The **Florida Transportation Commission** announces public meetings to which all persons are invited.

DATE AND TIME: November 27, 2000, 10:00 a.m. – 12:00 Noon

PLACE: Department of Transportation, Executive Conference Room, 605 Suwannee Street, Tallahassee, Florida

PURPOSE: Teleconference for Commissioners by KPMG Consulting LLC concerning an organizational study of the Florida Department of Transportation.

DATE AND TIME: November 30, 2000, 8:00 a.m. – 4:00 p.m.

PLACE: Department of Transportation, Executive Conference Room, 605 Suwannee Street, Tallahassee, Florida

PURPOSE: Meeting of the Florida Transportation Commission.

Information may be obtained by contacting: Florida Transportation Commission, Room 176, MS 9, 605 Suwannee Street, Tallahassee, Florida 32399-0450, (850)414-4105.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings are asked to advise the Commission at least 48 hours before the meetings by contacting Cathy Goodman, (850)414-4105.

NOTICE OF CANCELLATION – The **Department of Transportation**, District One announces the cancellation of a public hearing to which was published in Florida Administrative Weekly, Vol. 26, No. 45, November 9, 2000, page 5342, as follows:

DATE AND TIME: December 4, 2000, 7:00 p.m.

PLACE: Carlos E. Haile Middle School, 9501 State Road 64, East, Bradenton, Florida

PURPOSE: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of proposed improvements to State Road 64 from east of Interstate 75 to the entrance of Carlos E. Haile Middle School in Manatee County. A distance of 1.4 miles. Financial Project ID Number 196022-1-22-01.

The **Florida Transportation Commission** announces public meetings to which all persons are invited:

DATE AND TIME: December 7, 2000, 8:00 a.m. – 4:00 p.m.

PLACE: Department of Transportation, Executive Conference Room, 605 Suwannee Street, Tallahassee, Florida

PURPOSE: Meeting of the Florida Transportation Commission.

DATE AND TIME: December 14, 2000, 8:00 a.m. – 4:00 p.m.

PLACE: Department of Transportation, Executive Conference Room, 605 Suwannee Street, Tallahassee, Florida

PURPOSE: Meeting of the Florida Transportation Commission.

Information may be obtained by contacting: Florida Transportation Commission, Room 176, MS 9, 605 Suwannee Street, Tallahassee, Florida 32399-0450, (850)414-4105.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings are asked to advise the Commission at least 48 hours before the meetings by contacting Cathy Goodman, (850)414-4105.

The Florida **Department of Transportation** announces a public meeting of the Transportation Outreach Program Advisory Council to which all interested persons are invited.

DATE AND TIME: December 11, 2000, 11:00 a.m.

PLACE: Greater Orlando Aviation Authority Boardroom, 2nd Level, Executive Offices, Orlando International Airport, One Airport Blvd., Orlando, FL 32827

PURPOSE: Working Meeting to review applications submitted for the 2001 Transportation Outreach Program.

A copy of the agenda may be obtained one week in advance by writing: Lorenzo Alexander, Manager, Seaport Office, Florida Department of Transportation, MS 68, 605 Suwannee Street, Tallahassee, Florida 32399-0450.

In accordance with provisions of the Americans with Disabilities Act, persons requiring special accommodations to participate in the meetings should advise Lorenzo Alexander, (850)414-4500.

The Florida **Department of Transportation**, District 1 announces a public hearing to which all persons are invited:

DATE AND TIME: Monday, December 11, 2000, 7:00 p.m.

PLACE: Woodland Baptist Church, 9607 SR 70, East, Bradenton, Florida

PURPOSE: To afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of proposed improvements to SR 70 from west of Interstate 75 to east of Lorraine Road, a distance of approximately 4.7 miles. Financial Project Identification Number 196134-1-22-01.

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 Antone Sherrard, (863)519-2304.

Special accommodation requests under the American With Disabilities Act should be made at least seven days prior to the public hearing.

A copy of the agenda may be obtained by writing: Bryan Williams, District Environmental Management, Florida Department of Transportation, Post Office Box 1249, Bartow, Florida 33831.

The **Department of Transportation**, Turnpike District announces a public hearing to which all persons are invited.

DATE AND TIMES: December 13, 2000, 6:00 p.m., Open House; 7:00 p.m., Formal Presentation

PLACE: South Dade Government Center, 10710 S. W. 211th Street, Room 203, Miami, Florida 33189

PURPOSE: To the provisions of Rule Chapter 14-97, Florida Administrative Code, and Section 335.18, Florida Statutes.

This hearing is also being held in accordance with the Federal-Aid Highway Act of 1968, as amended, 23 U.S.C. 128, 40 C.F.R. 1500-1508, 23 C.F.R. 771, and Section 339.155, Florida Statutes, and is also consistent with the Americans with Disabilities Act of 1990. This hearing is also in compliance with Title VI of the Civil Rights Act of 1964 and Title VIII of the Civil Rights Act of 1968, as amended.

This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of Financial Project ID Number: 251930-1, Work Program Item Number 615948, State Project Number: 97870-1316, Federal-Aid Number: TNPK(001)Y, otherwise known as S. W. 112 Avenue/Allapattah Road Extension. The limits of the project corridor are from the former Homestead Air Force Base to the Homestead Extension of Florida's Turnpike (HEFT) in Miami-Dade County, Florida. Wetlands may be given special consideration under Executive Orders 11990 and 11988.

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 Catherine Bradley, (407)532-3999, Ext. 3802. Special accommodation requests under the Americans With Disabilities Act should be made at least seven days prior to the public hearing.

A copy of the agenda may be obtained by writing: Ms. Catherine Bradley, P. E., District Project Development Engineer, Florida Department of Transportation, Milepost 263, Florida's Turnpike, P. O. Box 613069, Ocoee, FL 34761.

DEPARTMENT OF CITRUS

The **Department of Citrus** announces a public meeting of the Blue Ribbon Committee to which all persons are invited.

DATE AND TIME: November 28, 2000, 1:00 p.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A mandatory pre-proposal meeting for anyone wishing to place a bid to act as facilitator to this committee.

A copy of the agenda may be obtained by contacting: Florida Department of Citrus, Attention: Executive Office, P. O. Box 148, Lakeland, Florida 33802-0148.

In accordance with the American Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting Mr. Art Johnson at the above address or by telephone, (863)499-2510.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 6, 2000, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blairstone Road, Bldg. C, Third Floor, Tallahassee, Florida

PURPOSE: Regularly Scheduled Meeting for all Parole, Conditional Release, Conditional Medical Release and Control Release Matters.

Any person who decides to appeal a decision of the Florida Parole Commission with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made. Chapter 80-150, Laws of Florida (1980).

A copy of the agenda may be obtained by writing: Florida Parole Commission, 2601 Blairstone Road, Building C, Tallahassee, Florida 32399-2450.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than two working days prior to the proceeding at the address given on the notice, telephone (850)488-3417.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a Customer Meeting to be held in the following docket, to which all interested persons and parties are invited to attend.

DOCKET NO.: 000985-WU – Staff Assisted Rate Case for C.S. Water Company, Inc. In Pasco County

DATE AND TIME: Thursday, December 7, 2000, 6:00 p.m.

PLACE: Zephyrhills City Council Chambers, 5335 8th Street, Zephyrhills, Florida 33540

PURPOSE: To give customers and other interested persons an opportunity to offer comments to the Public Service Commission Staff regarding the quality of service the utility provides, the proposed rate increase and to ask questions and comment on staff's preliminary rates included in this notice as well as other issues.

A copy of the agenda for any meeting may be obtained by writing: Director of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

The Florida **Public Service Commission** announces a Workshop regarding the required implementation of 711 access to relay service for the speech and hearing impaired to be held at the specified date, time and location, listed below, to which all interested persons are invited.

DATE AND TIME: Thursday, December 14, 2000, 9:30 a.m. – 4:00 p.m.

PLACE: Room 152, Betty Easley Conference Center, 2540 Shumard Oak Boulevard, Tallahassee, Florida

PURPOSE: The purpose of the workshop is to discuss the technical and legal issues involved with the implementation of the 711 access to relay service. There will be sign language interpretation and real time interpretation provided at the workshop.

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

The Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

DOCKET NO. 000084-TP – Petition by BellSouth Telecommunications, Inc. for arbitration of an interconnection agreement with US LEC of Florida, Inc. pursuant to the Telecommunications Act of 1996.

DATE AND TIME: December 14, 2000, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To permit parties to present testimony and exhibits relative to the petition by BellSouth Telecommunications, Inc. for arbitration of an interconnection agreement with US LEC of Florida, Inc. pursuant to the Telecommunications Act of 1996, and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on November 8, 2000. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, FAC.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 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. 000828-TP – Petition of Sprint Communications Company Limited Partnership for arbitration of certain unresolved terms and conditions of a proposed renewal of current interconnection agreement with BellSouth Telecommunications, Inc.

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

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

PURPOSE: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

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

The Florida **Public Service Commission** announces that the prehearing conference in the following docket has been rescheduled as set forth in this notice. All interested persons are invited to attend.

DOCKET NO. 000442-EI – Petition for Determination of Need for the Osprey Energy Center by Calpine Construction Finance Company, L.P.

PREHEARING

DATE AND TIME: December 21, 2000, 9:30 a.m.

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

PURPOSE: To: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action.

HEARING

DATES AND TIME: January 3-5, 2001, 9:30 a.m.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301

PURPOSE: The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Sections 403.501-.519, Florida Statutes (1999), for the construction of an electric power plant and related facilities in Polk County, Florida. This proceeding shall: (1) allow Calpine Construction Finance Company, L.P., to present evidence and testimony in support of its petition for a determination of need for its proposed plant and related

facilities in Polk County, Florida; (2) permit any intervenors to present testimony and exhibits concerning this matter; (3) permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and (4) allow for such other purposes as the Commission may deem appropriate.

Any member of the public who wishes to offer testimony should be present at the beginning of the hearing. By providing public testimony, a person does not become a party to the proceeding. To become an official party of record, you must file a Petition for Intervention at least five days before the final hearing, pursuant to the requirements contained in Rule 25-22.039, Florida Administrative Code. All witnesses shall be subject to cross-examination at the conclusion of their testimony. The hearing will be governed by the provisions of Chapter 120, Florida Statutes; Section 403.519, Florida Statutes; Chapters 25-22 and 28-106, Florida Administrative Code.

Only issues relating to the need for the power plant and its associated facilities will be heard at the October 18-20, 2000, hearing. Separate public hearings will be held before the Division of Administrative Hearings to consider environmental and other impacts of the proposed plant and associated facilities as required by the "Florida Electrical Power Plant Siting Act," Sections 403.501-518, Florida Statutes.

Any person requiring some accommodation at the prehearing conference or the hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the prehearing conference. If you are hearing or speech impaired, please contact the Florida Public Service Commission by using the Florida Relay Service, 1(800)955-8771 (TDD).

EXECUTIVE OFFICE OF THE GOVERNOR

The **Executive Office of the Governor** announces a meeting of the Florida Black Business Investment Board to which all interested persons are invited.

DATE AND TIME: December 4, 2000, 10:00 a.m. – 12:00 Noon

PLACE: DoubleTree Hotel, Tampa Airport Westshore, 4500 West Cypress Street, Tampa, FL

PURPOSE: To further discuss the Board's business plan to identify areas for future Board priorities and approve actions taken by the Executive Director and Chairman under delegated authority.

A copy of the agenda may be obtained by contacting: The Florida Black Business Investment Board, 1711 South Gadsden Street, Tallahassee, FL 32301, (850)487-4850.

If a person decides to take an appeal with respect to any matter considered at these meetings, he/she will need a record of the proceedings and, for such purpose, he/she may need to ensure

that verbatim record of the proceedings is made, which record should include the testimony and evidence upon which the appeal is to be based.

If an accommodation is needed for a disability in order to attend this meeting, please notify the FBBIB office, (850)487-4850, at least seven (7) days prior to the meetings. If you are hearing or speech impaired, please contact the Office of the Governor by using the Citizen Service Office, (850)488-4441.

The Florida **Black Business Support Corporation** announces a meeting of its board of directors to which all interested persons are invited.

DATE AND TIME: December 4, 2000, 1:00 p.m.– 4:00 p.m.

PLACE: DoubleTree Hotel, Tampa Airport Westshore, 4500 West Cypress Street, Tampa, Florida

PURPOSE: To further discuss the Board's business plan to identify areas for future Board priorities and approve actions taken by the President and Chairman under delegated authority. A copy of the agenda may be obtained by contacting: The Florida Black Business Support Corporation, 1713 S. Gadsden Street, Tallahassee, FL 32301, (850)487-4850.

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

If an accommodation is needed for a disability in order to attend this meeting, please notify the FBBSC office, (850)487-4850, at least seven (7) days prior to the meeting.

The **Education Governance Reorganization Transition Task Force** announces the following public meeting to which all persons are invited:

DATES AND TIMES: Tuesday, December 5, 2000, 8:30 a.m. – 6:30 p.m.; Wednesday, December 6, 2000, 8:30 a.m. – 12:00 Noon

PLACE: Braddock Senior High School, Auditorium, 3601 S. W. 147th Avenue, Miami, Florida 33185

NOTE: The Transition Task Force will accept public testimony beginning at 4:30 p.m., Tuesday, December 5, 2000. Questions may be submitted in advance or submitted by 5:00 p.m., December 5, 2000. Testimony will be taken on a first come-first serve basis in five-minute increments until all interested parties have addressed the task force, or until 6:30 p.m., whichever is earlier.

A copy of the agenda may be obtained one week prior to the meeting by contacting: Transition Task Force, Room 1502, The Capitol, Tallahassee, FL 32399 or by phone (850)488-4512 or on the website at

http://www.state.fl.us/myflorida/egrt_taskforce/index.html.

The **Office of the Film Commissioner** and the **Florida Film Advisory Council** will convene in the fifth meeting of the Council. This is a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 5, 2000, 11:00 a.m.

PLACE: Meeting Room, Monster Cafe Conference Room, Universal Studios Florida, 1000 Universal Studios Plaza, Orlando, FL

PURPOSE: To review projects, discuss committee tasks and related general administrative matters of the Council.

A copy of the agenda may be obtained by writing: Mrs. Rebecca Dirden-Mattingly, Commissioner, Office of the Film Commissioner, State of Florida, Executive Office of the Governor, Bloxham Building, Suite G-14, Tallahassee, Florida 32399-0001 or calling (850)410-4765.

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

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

The **Office of the Governor** announces the following public meeting to which all persons are invited.

DATE AND TIME: December 6, 2000, 11:00 a.m. – 3:00 p.m.

PLACE: Knott Building, Room 412, 404 S. Monroe Street, Tallahassee, FL

PURPOSE: Commission on the Homeless.

Any person requiring special accommodations to participate in this meeting is asked to advise staff at least 48 hours before the meeting by contacting Kimberly Dale, (850)488-5000.

A copy of the agenda may be obtained by contacting: Kimberly Dale, Executive Office of the Governor, Room 208, The Capitol, Tallahassee, Florida 32399.

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces the following meetings to which all persons are invited.

MEETING: Executive Committee

DATE AND TIME: December 7, 2000, 6:00 p.m.

PURPOSE: To conduct the regular business of the Executive Committee.

MEETING: Clearinghouse Committee

DATE AND TIME: December 7, 2000, 6:30 p.m.

PURPOSE: To conduct the regular business of the Clearinghouse Committee.

MEETING: North Central Florida Regional Planning Council
 DATE AND TIME: December 7, 2000, 8:00 p.m.
 PURPOSE: To conduct the regular business of the North Central Florida Regional Planning Council.
 PLACE: Suwannee River Cove Restaurant, Branford, Florida
 Any person deciding to appeal any decision of the Council or its committees with respect to any matter considered at the meeting, may need to ensure that a verbatim record of the proceedings is made.
 A copy of any of these agendas may be obtained by writing: NCFRPC, 2009 N. W. 67th Place, Suite A, Gainesville, Florida 32653-1603.
 Persons with disabilities who need assistance may contact us, (352)955-2200, at least two business days in advance to make appropriate arrangements.

The Northeast Florida Regional Planning Council, Transportation Committee announces the following public meeting to which all persons are invited:
 DATE AND TIME: December 7, 2000, 9:00 a.m.
 PLACE: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL
 PURPOSE: To discuss pending transportation issues.
 A copy of the agenda may be obtained by contacting: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL 32256.
 Notice is given that two or more members of the Boards of County Commissioners, City/Town Councils/Commission and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The Northeast Florida Regional Planning Council, Personnel, Program Planning and Budget Committee announces the following public meeting to which all persons are invited:
 DATE AND TIME: Thursday, December 7, 2000, 9:00 a.m.
 PLACE: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL
 PURPOSE: To discuss pending personnel, program planning, and budget matters.
 A copy of the agenda may be obtained by contacting: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL 32256.
 Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The Northeast Florida Regional Planning Council, Comprehensive and Project Planning Committee announces the following public meeting to which all persons are invited:
 DATE AND TIME: Thursday, December 7, 2000, 9:00 a.m.

PLACE: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL
 PURPOSE: To discuss pending comprehensive and project planning items.
 A copy of the agenda may be obtained by contacting: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL 32256.
 Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The Northeast Florida Regional Planning Council announces the following public meeting to which all persons are invited:
 DATE AND TIME: Thursday, December 7, 2000, 10:00 a.m.
 PLACE: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL
 PURPOSE: Monthly Meeting.
 A copy of the agenda may be obtained by contacting: Northeast Florida Regional Planning Council, 9143 Philips Highway, Suite 350, Jacksonville, FL 32256.
 If a person decides to appeal any decision made by the Council with respect to any matter considered at this meeting, he/she will have to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.
 Individuals needing materials in alternate format, sign language interpreter or other meeting information, call Ginny Montgomery, (904)363-6350, Extension 146, at least three working days prior to the meeting. Hearing-impaired callers use Florida Relay Service, 1(800)955-8771.
 Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The Withlacoochee Regional Planning Council announces its Annual Meeting to which all persons are invited.
 DATE AND TIMES: Thursday, December 14, 2000, Open House, 6:00 p.m.; Meeting, 7:00 p.m.
 PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Council including election of Council Officers for 2001.
 A copy of the agenda may be obtained by writing: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798.

Affected persons are advised that it may be necessary for them to ensure that a verbatim record of the meeting is made, including the testimony and evidence upon which the appeal is to be based.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: Wednesday, December 6, 2000, 9:00 a.m. – Finance Committee; 9:30 a.m. – Executive Committee

PLACE: 631 North Wymore Road, Suite 100, Maitland, Florida 32751 (Please call (407)623-1075, Ext. 304, to confirm date, time and place)

PURPOSE: Regular meeting of the Executive and Finance Committees.

A copy of the agenda may be obtained by writing: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 6, 2000, 10:00 a.m.

PLACE: 631 North Wymore Road, Suite 100, Maitland, Florida 32751 (Please call (407)623-1075, Ext. 304, to confirm date, time and place)

PURPOSE: Regular Meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by writing: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 11, 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, December 11, 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: Thursday, December 14, 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 Executive Steering and Subcommittee.

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.

REGIONAL TRANSPORTATION AUTHORITIES

The **Central Florida Regional Transportation Authority** (LYNX) announces the following public meeting of the Executive Search Committee, a special committee appointed by the Governing Board of the Authority.

DATE AND TIME: December 4, 2000, 8:00 a.m. – 1:00 p.m.

PLACE: LYNX (Central Florida Regional Transportation Authority), Orange County Educational Leadership Center, Suite 800, Orlando, FL 32801

PURPOSE: Site Visitation for the local candidate applying for the position of LYNX Executive Director.

Section 286.0105, Florida Statutes, states that if a person decides to appeal any decision made by a board, agency or commission with respect to any matter considered at a meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans With Disabilities Act of 1990, persons needing a special accommodation at this meeting because of a disability or physical impairment should contact Ron Jones, (407)841-2279, at least 48 hours before the meeting. If hearing impaired, contact the Authority, (407)423-0787 (TDD).

DEPARTMENT OF CORRECTIONS

The **Florida Corrections Commission** announces the following public meeting to which all interested persons are invited:

DATES AND TIME: Thursday, November 30, 2000; Friday, December 1, 2000, 9:00 a.m. – 3:00 p.m.

PLACE: Department of Corrections, Room B-207, Classroom B, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

PURPOSE: Discussing issues to be included in the 2000 Annual Report.

A copy of the agenda may be obtained by writing: Mr. John Fuller, Executive Director, Florida Corrections Commission, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500 or call (850)413-9330.

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

COMMISSION OF ETHICS

The **Commission on Ethics** announces a telephone conference call meeting to which all interested persons are invited.

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

PLACE: 2822 Remington Green Circle, Suite 101, Tallahassee, Florida

PURPOSE: Consideration of contracts and purchases needed to take over financial disclosure responsibilities from the Secretary of State.

A copy of the agenda may be obtained by writing: Commission on Ethics, Post Office Drawer 15709, Tallahassee, Florida 32317-5709. Meeting materials also will be available from 8:00 a.m. – 5:00 p.m., Monday through Friday at 2822 Remington Green Circle, Suite 101, prior to the meeting.

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

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 Commission at least 48 hours before the meeting by contacting the Commission on Ethics, (850)488-7864. If you are hearing or speech impaired, please contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD).

DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY

The Florida **Department of Labor and Employment Security**, Workers' Compensation Oversight Board announces a telephone conference of its board to discuss general issues.

DATE AND TIME: Monday, November 27, 2000, 3:00 p.m.

PLACE: Call (850)487-2613 for instruction on participation

PURPOSE: To discuss issues of interest to the board.

For further information about this telephone conference, contact Carolyn Smith, Suite 100, Marathon Building, 2574 Seagate Drive, Tallahassee, Florida 32399-2152, (850)487-2613, two days prior to the date of the meeting.

In the event meeting time and/or place changes, notice of change will be posted on meeting notice bulletin board at 2574 Seagate Drive, Suite 100, Marathon Building, Tallahassee, Florida 32399-2152. You may call (850)487-2613.

Persons with a disability or handicap requiring reasonable accommodation should contact Becky Thomas in writing or by telephone at the above address or telephone number at least two business days in advance of the meeting to make appropriate arrangements. If you are hearing or speech impaired, please contact Becky Thomas using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Department of Labor and Employment Security**, Workers' Compensation Oversight Board announces a board meeting to which the public is invited.

DATE AND TIME: Tuesday, January 11, 2001, 10:00 a.m.

PLACE: TBA

PURPOSE: To discuss issues of interest to the Board.

For a copy of the agenda or for further information about this meeting, contact: Carolyn Smith, Suite 100, Marathon Building, 2574 Seagate Drive, Tallahassee, Florida 32399-2152, (850)487-2613.

In the event meeting time and/or place changes, notice of change will be posted on meeting notice bulletin board at 2574 Seagate Drive, Suite 100, Marathon Building, Tallahassee, Florida 32399-2152. You may call (850)487-2613.

Persons with a disability or handicap requiring reasonable accommodation should contact Becky Thomas in writing or by telephone at the above address or telephone number at least two business days in advance of the meeting to make appropriate arrangements. If you are hearing or speech impaired, please contact Becky Thomas using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Department of Labor and Employment Security, Division of Workers' Compensation** announces a meeting/workshop to which all interested public is invited.

DATE AND TIME: December 5, 2000, 1:00 p.m. – 4:00 p.m.

PLACE: 401 N. W. 2nd Avenue, North Tower, Suite 106-B, Miami, Florida 33128

PURPOSE: The Department of Labor and Employment Security, Division of Workers' Compensation announces its intent to repeal Section 38F-6.012(2)(c), Florida Administrative Code. The purpose of this public workshop is to collect public comment with regard to same.

For further information about this meeting or for a copy of the agenda, contact: Joyce Demato, Room 109, Montgomery Building, 2562 Executive Center Circle, East, Tallahassee, Florida 32399-0661, (850)488-2713, Extension 143.

Persons with a disability or handicap requiring reasonable accommodation should contact Joyce Demato in writing or by telephone at least three business days in advance of the meeting to make appropriate arrangements. People who are hearing or speech impaired, please contact Joyce Demato by using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District** announces the following Information Technology committee telephone conference call:

DATE AND TIME: December 12, 2000, 9:00 a.m.

PLACE: Room 158, 4049 Reid Street, Palatka, FL 32178

PURPOSE: To discuss Information Technology matters of the District.

A copy of the agenda can be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32178-1429 or by calling Mrs. Debora Shorter, Business Resource Specialist IV, Department of Information Resources, (904)329-4176.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Mrs. Linda Lorenzen, (904)329-4262. If you are hearing or speech impaired, please contact the agency by calling (904)329-4450 (TDD).

NOTE: If any person decides to appeal any decision with respect to any matter considered by the St. Johns River Water Management District's Governing Board, such person may need to ensure that a verbatim record of the meeting is made to include the testimony and evidence upon which appeal is to be based.

The **St. Johns River Water Management District** announces the following public meetings and hearings to which all persons are invited:

GOVERNING BOARD MEETING

DATE AND TIME: Tuesday, December 12, 2000, 10:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: Discussion and consideration of other District business including regulatory and non-regulatory matters.

FINANCE COMMITTEE MEETING

DATE AND TIME: Wednesday, December 13, 2000, 8:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: Discussion of Finance Committee agenda items followed by committee recommendations to be approved by the full Governing Board.

PUBLIC HEARING TO APPROVE THE 2001 UPDATE OF THE SAVE OUR RIVERS FIVE-YEAR PLAN

DATE AND TIME: Wednesday, December 13, 2000, 9:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: To receive public comment on the Save Our Rivers, Preservation 2000, Land Acquisition and Management Five-Year Plan. The 2001 Plan will be submitted to the Florida Legislature by January 15, 2001.

GOVERNING BOARD MEETING AND PUBLIC HEARING

DATE AND TIME: Wednesday, December 13, 2000, following Public Hearing regarding the Save Our Rivers Five-Year Plan

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion and consideration of District business including regulatory and non-regulatory matters.

A copy of the agenda for these meetings may be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, Attention: Ann Freeman, Executive Office.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings and hearings is requested to advise the District at least 48 hours before the meeting or hearing by contacting Ann Freeman, (904)329-4101. If you are hearing or speech impaired, please contact the District by calling (904)329-4450 (TDD).

If any person decides to appeal any decision with respect to any matter considered at the above-listed meetings or hearings, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

The **Southwest Florida Water Management District** (SWFWMD) announces the following public meetings to which all interested persons are invited:

GOVERNING BOARD EXECUTIVE COMMITTEE MEETING

DATE AND TIME: Tuesday, November 28, 2000, 8:30 a.m.

PLACE: SWFWMD, Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Director's Performance Appraisal.

GOVERNING BOARD MEETING, PUBLIC HEARING AND COMMITTEE MEETINGS

DATE AND TIME: Tuesday, November 28, 2000, 9:00 a.m.

PLACE: SWFWMD, Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct of Meeting, Public Hearing and Committee Meetings.

GOVERNING BOARD MEETING AND PUBLIC HEARING (Items not completed at Tuesday's meeting may be carried over to Wednesday's meeting. If all business is concluded at Tuesday's meeting, there will be no meeting on Wednesday.)

DATE AND TIME: Wednesday, November 29, 2000, 9:00 a.m.

PLACE: SWFWMD, Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct of Meeting and Public Hearing.

SWFWMD MILLENNIUM CELEBRATION

DATE AND TIME: Wednesday, November 29, 2000, 12:00 Noon

PLACE: SWFWMD, Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Millennium celebration and time capsule ceremony, followed by lunch.

WITHLACOCHEE RIVER BASIN BOARD MEETING

DATE AND TIME: Tuesday, December 5, 2000, 8:30 a.m.

PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED: Consideration of Basin business.

COASTAL RIVERS BASIN BOARD MEETING

DATE AND TIME: Tuesday, December 5, 2000, 1:00 p.m.

PLACE: SWFWMD, Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED: Consideration of Basin business.

PINELLAS-ANCLOTE RIVER BASIN BOARD MEETING

DATE AND TIME: Wednesday, December 6, 2000, 9:00 a.m.

PLACE: St. Petersburg City Hall, 175 5th Street, North, St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED: Consideration of Basin business.

HILLSBOROUGH RIVER BASIN BOARD MEETING

DATE AND TIME: Thursday, December 7, 2000, 1:00 p.m.

PLACE: SWFWMD, Tampa Service Office, 7601 U.S. Highway 301, N., Tampa, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED: Consideration of Basin business.

PEACE RIVER BASIN BOARD MEETING

DATE AND TIME: Friday, December 8, 2000, 9:30 a.m.

PLACE: DeSoto County Administration Building, 201 East Oak Street, Arcadia, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED: Consideration of Basin business.

LAKE PANASOFFKEE RESTORATION COUNCIL MEETING

DATE AND TIME: Monday, December 11, 2000, 5:00 p.m.

PLACE: Sumter County Court House Commission Chambers, 209 North Florida Street, Bushnell, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED: Consideration of Council business.

ALAFIA RIVER BASIN BOARD MEETING

DATE AND TIME: Monday, December 12, 2000, 9:00 a.m.

PLACE: SWFWMD, Tampa Service Office, 7601 U.S. Highway 301, N., Tampa, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED: Consideration of Basin business.

MANASOTA BASIN BOARD MEETING

DATE AND TIME: Wednesday, December 13, 2000, 10:00 a.m.

PLACE: City of Palmetto, 516 8th Avenue, West, Palmetto, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED: Consideration of Basin business.

NORTHWEST HILLSBOROUGH BASIN BOARD MEETING

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

PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED: Consideration of Basin business.

BASIN BOARD EDUCATION COMMITTEE MEETING

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

PLACE: SWFWMD, Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, FL

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only), Extension 4604, 1(800)231-6103 (TTD) (Florida only), Fax (352)754-6874.

The **Southwest Florida Water Management District** announces the following meeting to which all interested parties are invited.

AGRICULTURAL ADVISORY COMMITTEE

DATE AND TIME: Tuesday, December 5, 2000, 5:30 p.m.

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.

A copy of the agenda 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, 1(800)231-6103 (TTD) (Florida).

The South Florida Water Management District announces a public meeting to which all interested parties are invited.

DATE AND TIME: December 6, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: South Florida Water Management District, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: To discuss the Lake Okeechobee Management and other issues related to the Lower East Coast, Lower West Coast and Upper East Coast Regional Water Supply Plans.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance of the meeting to make appropriate arrangements.

For more information, contact: John Mulliken, Lower East Coast Regional Water Supply Plan Project Manager, (561)682-6649.

The South Florida Water Management District announces a closed door attorney-client meeting as follows:

DATE AND TIME: December 14, 2000, immediately following Governing Board Meeting, but not to begin before 2:00 p.m.

PLACE: Governing Board Chambers, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: Attorney-Client session pursuant to Fla. Stat. Section 286.011(8) (2000) to discuss settlement negotiations or strategy related to litigation expenditures in: (1) Miccosukee Tribe of Indians of Florida v. South Florida Water Management

District and Samuel Poole and Friends of the Everglades v. South Florida Water Management District, U.S. District Court, Southern District of Florida, Case Number(s) 98-6056-CIV and 98-6057-CIV; (2) Miccosukee Tribe of Indians of Florida, et al v. South Florida Water Management District, et al., Circuit Court, Eleventh Judicial Circuit, Miami-Dade County, Florida, Case Number 99-03243CA01.

ATTENDEES: Governing Board members: M. Collins, M. Minton, M. Berger, V. Carter, G. Fernandez, P. Gleason, N. Gutierrez, Jr., H. Thornton, T. Williams; District Executive Director: F. Finch; District Attorneys: J. Fumero, S. Wood, S. Glazier and R. Panse.

The subject matter shall be confined to pending litigation. At the conclusion of the session, the Governing Board meeting shall be re-opened. Pursuant to Florida law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. Transcript of the attorney-client session shall be made part of the public record upon conclusion of the litigation.

The Big Cypress Basin, South Florida Water Management District announces a public meeting which may be conducted by means of, or in conjunction with, communications media technology, specifically by telephonic conference to which all interested persons are invited.

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

PLACE: Big Cypress Basin, Mary Ellen Hawkins Building, 6089 Janes Lane, Naples, Florida (The above address shall be the designated access point for public attendance of the meeting)

PURPOSE: (1) Regular Meeting to conduct Basin business; (2) Retreat for general discussion of long-term planning and water resource issues affecting the Big Cypress Basin.

A copy of the agenda may be obtained by writing: Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109 or by calling Ann Christian, (941)597-1505.

Appeals from any Big Cypress Basin Board decision require a record of the proceedings. Although Basin Board meetings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Ann Christian, (941)597-1505, at least forty-eight (48) hours before the meeting to make appropriate arrangements. If you are hearing or speech impaired, please contact the Big Cypress Basin, (561)697-2574.

Those persons who desire more information, or those wishing to submit written or physical evidence may contact: Ann Christian, Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, (941)597-1505.

REGIONAL UTILITY AUTHORITIES

The **Tampa Bay Water** announces the following Regular Board Meeting to which all persons are invited:

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

PLACE: Tampa Bay Water, 2535 Landmark Drive, Suite 211-A, Clearwater, Florida 33761

PURPOSE: Regular Meeting of the Board of Directors.

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

A copy of the regular meeting agenda may be obtained by writing to Tampa Bay Water or can be accessed on the Web at www.tampabaywater.org.

If an accommodation is needed for a disability, in order to participate in this activity, please notify Holly Wells, (727)796-2355, at least 3 business days prior to the meeting.

The **Peace River/Manasota Regional Water Supply Authority** announces the following public meeting to which all interested parties are invited:

DATE AND TIME: Wednesday, December 6, 2000, 10:00 a.m. – 2:00 p.m.

PLACE: Charlotte County Administration Center, 18500 Murdock Circle, Room 119, Port Charlotte, FL

PURPOSE: Conduct regular business of the Authority.

A copy of the agenda may be obtained by writing: Peace River Manasota Regional Water Supply Authority, 1645 Barber Road, Suite A, Sarasota, Florida 34240.

Although Authority board meetings are normally recorded, affected persons are advised 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.

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: Wednesday, December 13, 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, 1(800)955-8771 (TDD), at least seven (7) working days prior to the meeting date.

SPACEPORT FLORIDA AUTHORITY

The **Spaceport Florida Authority** announces a Board of Supervisors teleconference meeting to which the public is invited.

DATE AND TIME: November 29, 2000, 12:30 p.m.

PLACE: Spaceport Florida Authority, 100 Spaceport Way, Cape Canaveral, Florida 32920-4003

PURPOSE: The Board will discuss Executive Director search criteria and any other administrative issues of the Authority. For teleconference information, contact Ms. Pat Sweetman, (321)730-5301, Ext. 1210.

Any person requiring special accommodation at this meeting because of a disability or physical impairment should contact the Spaceport Florida Authority at least seven (7) days prior to the meeting.

Please note that if a person decides to appeal any decision made by the Board of Supervisors with respect to any matter considered at the above cited meeting or hearing, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceeding, which record includes the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs** announces an Advisory Council Meeting to which all persons are invited:

DATE AND TIME: December 11, 2000, 10:00 a.m. – 2:00 p.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Department of Elder Affairs Advisory Council. This is a public meeting open to all who wish to attend.

Please direct all inquiries to: Office of the Secretary, Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2152.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting of the panel on Medicaid reimbursement to which all persons are invited.

DATES AND TIMES: Tuesday, November 28, 2000, 10:00 a.m.; Wednesday, November 29, 2000, 9:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room E, Tallahassee, Florida 32308

PURPOSE: In accordance with chapter 99-394, Laws of Florida, the panel on Medicaid reimbursement will be conducting a public meeting. The purpose of the panel is to study the State's Medicaid reimbursement plan for nursing home services and recommend changes to accomplish specific goals. The meeting will be for the purpose of reviewing the panel's final report to the Legislature.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda has not been set. Contact Mr. Edwin Stephens, (850)413-8067 or Suncom 293-8067, with any questions or to obtain an agenda when it is set.

The **Agency for Health Care Administration** announces a meeting of the District 11, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Thursday, November 30, 2000, 12:30 p.m. – 2:30 p.m.

PLACE: AHCA Building, Room 216A, 8355 N. W. 53rd Street, Manchester Building, 2nd Floor, Miami, FL 33166, (305)499-2000

PURPOSE: Regular monthly meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)414-1833, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Annette Lewis-Howard, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308.

The **Agency for Health Care Administration** announces a meeting of the District 9, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Thursday, November 30, 2000, 1:00 p.m. – 4:00 p.m.

PLACE: AHCA Building, 1710 East Tiffany Drive, West Palm Beach, FL 33407, (561)881-5080

PURPOSE: Regular monthly meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)922-6476, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Rosalind Knight, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308.

The **Agency for Health Care Administration** announces a public meeting of the panel on Medicaid reimbursement. The meeting format will be a conference call for all interested parties.

DATE AND TIME: Thursday, November 30, 2000, 3:00 p.m.

PURPOSE: In accordance with Chapter 99-394, Laws of Florida, the panel on Medicaid reimbursement will be conducting a public meeting. The purpose of the panel is to study the State's Medicaid reimbursement plan for nursing home services and recommend changes to accomplish specific goals. The meeting will be for the purpose of finalizing the panel's final report to the Legislature.

GENERAL SUBJECT MATTER TO BE CONSIDERED: If you wish to participate in the conference call, please contact: Mr. Edwin Stephens, (850)413-8067 or Suncom 283-8067.

The **Agency for Health Care Administration** announces a meeting of the District 6, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Wednesday, December 6, 2000, 10:00 a.m. – 12:00 Noon

PLACE: AHCA Building, Suite 220, North Park Center, 6800 North Dale Mabry Highway, Tampa, FL 33614-3979, (813)871-7800

PURPOSE: Regular monthly meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)921-7200, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Rosalind J. Knight, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308.

The **Agency for Health Care Administration** announces a meeting of the District 11, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Thursday, December 28, 2000, 12:30 p.m. – 2:30 p.m.

PLACE: AHCA Building, Room 216A, 8355 N. W. 53rd Street, Manchester Building, 2nd Floor, Miami, FL 33166, (305)499-2000

PURPOSE: Regular monthly meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)921-7200, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Rosalind J. Knight, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308.

DEPARTMENT OF MANAGEMENT SERVICES

The **Department of Management Services, State Technology Office** announces a workshop on the progress of the Joint Task Force Radio Communications System to which all persons are invited.

DATE AND TIME: December 8, 2000, 9:00 a.m.

PLACE: Department of Management Services, State Technology Office, 4030 Esplanade Way, Room 225A, Tallahassee, FL 32399

PURPOSE: To discuss and take action on the items included in the meeting agenda.

A copy of the agenda may be obtained by writing: Tony Guillen, Department of Management Services, State Technology Office, 4030 Esplanade Way, Suite 235J, Tallahassee, Florida 32399-0950.

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

Any person requiring some accommodation at this hearing because of a physical impairment should call the State Technology Office, (850)488-3866, at least five calendar days prior to the meeting. If you are hearing or speech-impaired, please contact the State Technology Office by using the Florida Relay Service, 1(800) 955-8771 (TDD).

The **Department of Management Services, State Technology Office** announces a public meeting of the Board of Directors of the Joint Task Force on State Agency Law Enforcement Communications to which all persons are invited.

DATE AND TIME: December 8, 2000, immediately following the workshop

PLACE: 4030 Esplanade Way, Room 225A, Tallahassee, FL 32399

PURPOSE: To discuss and take action on the items included in the meeting agenda.

A copy of the agenda may be obtained by writing: Tony Guillen, Department of Management Services, State Technology Office, 4030 Esplanade Way, Suite 235J, Tallahassee, Florida 32399-0950.

If a person decides to appeal any decision made by the Board with respect to any matter considered at the meeting, he/she will need a record of the proceedings and may need to ensure a

verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring some accommodation at this hearing because of a physical impairment should call the State Technology Office, (850)488-3866, at least five calendar days prior to the meeting. If you are hearing or speech-impaired, please contact the State Technology Office by using the Florida Relay Service, 1(800)955-8771 (TDD).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation** announces the following meetings to be conducted by the Florida **Board of Architecture and Interior Design** (Board).

MEETING: Board of Architecture and Interior Design Committee Meetings and Rules Development Workshop

DATE AND TIME: January 17, 2001, 9:00 a.m.

PLACE: Four Points Hotel Orlando Downtown, 151 E. Washington Street, Orlando, Florida 32801

PURPOSE: To conduct official Architecture, Interior Design and Educator's Committee meetings and a Rules Development Workshop of the Board of Architecture and Interior Design to review issues associated with the regulation of the architecture and interior design professions. The first session will begin at approximately 9:00 a.m., with the Interior Design Committee Meeting, followed by the Architecture Committee Meeting. The Rules Development Workshop will begin at approximately 1:30 p.m., followed by the Educator's Committee Meeting.

MEETING: Board of Architecture and Interior Design

DATE AND TIME: January 18, 2001, 9:00 a.m.

PLACE: Four Points Hotel Orlando Downtown, 151 E. Washington Street, Orlando, Florida 32801

PURPOSE: To conduct an official meeting of the full Board to review issues associated with regulation of architecture and interior design professions.

Agenda copies may be obtained by writing: Board, 1940 North Monroe Street, Tallahassee, FL 32399-0751.

Any person deciding to appeal a decision made with respect to any matter considered at the meeting must ensure a verbatim record of the proceeding is made. Such record must include the testimony and evidence upon which an appeal is to be based.

Any person requiring special accommodations because of a disability or physical impairment should contact the Board Office, 1940 North Monroe Street, Tallahassee, Florida 32399-0751 or call (950)488-6685, at least forty-eight (48) hours prior to the meeting. Hearing or speech impaired respondents may contact the Board Office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **Department of Business and Professional Regulation** announces the following meetings to be conducted by the Florida **Board of Architecture and Interior Design** (Board) via telephone conference call.

MEETING: Board of Architecture and Interior Design

DATES AND TIME: February 21, 2001; April 18, 2001; June 20, 2001, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Northwood Centre, 1940 North Monroe Street, Tallahassee, FL. 32399, (850)488-8295, Suncom 278-8295

PURPOSE: To conduct an official meeting of the Board of Architecture and Interior Design for the purpose of ratification of individuals and businesses for licensure as well as continuing education providers and courses.

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, at least forty eight (48) hours prior to the meeting. If you are hearing or speech impaired, please call Florida Board of Architecture and Interior Design using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting.

DATE AND TIME: December 6, 2000, 9:00 a.m. and 11:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, 725 South Bronough Street, Tallahassee, FL 32301, (850)922-2708

PURPOSE: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the public portion of the agenda may be obtained by writing: John Matthews, Lead Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe St., Ste. 60, Tallahassee, FL 32399-2202 or by phone (850)922-2708.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The **Department of Business and Professional Regulation, Board of Employee Leasing Companies** announces an official probable cause panel meeting to which portions or all will be closed to the public.

DATE AND TIME: December 11, 2000, 2:00 p.m.

PLACE: Department of Business and Professional Regulation, Board Meeting Room, 1940 North Monroe Street, Tallahassee, FL 32399-0767

PURPOSE: Probable Cause Panel Meeting.

A copy of the agenda may be obtained by writing: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767 or by calling Stacey Merchant, (850)921-7868.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Stacey Merchant, (850)921-7868. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

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

For further information, contact: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The **Department of Business and Professional Regulation, Board of Employee Leasing Companies** announces an official committee and general business meeting to which all persons are invited.

DATE AND TIME: December 12, 2000, 8:30 a.m. or shortly thereafter

PLACE: Department of Business and Professional Regulation, Board Meeting Room, 1940 North Monroe Street, Tallahassee, Florida 32399-0767

PURPOSE: Committee and General Business Meetings of the Board.

A copy of the agenda may be obtained by writing: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767 or by calling Stacey Merchant, (850)921-7868.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Stacey Merchant, (850)921-7868. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

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

For further information, contact: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The Florida **Board of Professional Engineers** announces a public meeting of the Educational Advisory and Application Review Committees which all persons are invited:

DATES AND TIMES: Monday, December 4, 2000, 10:30 a.m.; Tuesday, December 5, 2000, 8:30 a.m. if the business of the committee is not concluded

PLACE: Florida Board of Professional Engineers, 1208 Hays Street, Tallahassee, FL 32304

PURPOSE: Review of applications for examination and/or licensure by endorsement and to review applications of foreign educated applicants.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such 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 Natalie Lowe, (850)521-0500.

The Florida **Engineers Management Corporation** announces a public meeting to conduct the business of the Corporation, to which all persons are invited:

DATE AND TIME: December 4, 2000, 1:00 p.m. – conclusion of meeting

PLACE: Radisson Hotel, 415 North Monroe Street, Tallahassee, FL 32301

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 Natalie Lowe, (850)521-0500.

The Florida **Board of Professional Engineers** announces a public meeting to conduct the business of the Board, including committee business which all persons are invited:

DATES AND TIME: Tuesday, December 5, 2000, 8:30 a.m.; continuing Wednesday, December 6, 2000, 8:30 a.m. if the business of the Board is not concluded

PLACE: Radisson Hotel, 415 North Monroe Street, Tallahassee, FL 32301

PURPOSE: General Business of the Board.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such 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 Natalie Lowe, (850)521-0500.

The Florida **Board of Professional Engineers** announces a public meeting of the Product Approval Committee to which all persons are invited:

DATE AND TIME: Wednesday, December 13, 2000, 10:00 a.m. – conclusion of meeting

PLACE: Radisson Suite Inn, Palm Beach Airport, 1808 S. Australian Ave, West Palm Beach, FL 33409

PURPOSE: Review the rulemaking process and the structural responsibility rules, in order to develop a recommendation to Florida Building Codes and Standards.

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 Natalie Lowe, (850)521-0500.

The **Board of Accountancy**, Committee on Continuing Professional Education announces the following public meeting to which all persons are invited.

DATE AND TIME: Monday, December 11, 2000, 9:00 a.m.

PLACE: Via Conference Call

PURPOSE: To review reporting forms and requests for course approval.

If you wish to participate in this meeting or receive a copy of the agenda, please contact: Kim Thompson, Board of Accountancy, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607, (352)333-2500, as soon as possible.

The Florida **State Boxing Commission** announces a telephone conference call meeting to which all interested persons are invited. Access to the meeting may be obtained by attending in person at the remote location listed below or by calling (850)921-2591 or Suncom 291-2591.

DATE AND TIME: December 6, 2000, 2:00 p.m.

PLACE: A remote speaker phone will be set up for public listening and participation in the Secretary's Conference Room, Johns Building, Room 259, 725 South Bronough, Tallahassee, Florida

PURPOSE: To consider pending legal matters and possible resolution of these legal matters.

A copy of the agenda may be obtained by writing: Florida State Boxing Commission, ATTN.: Jason Penley, Assistant Executive Director, 1940 North Monroe Street, Tallahassee, FL 32399-1016.

Any person deciding to appeal a decision made by the Commission 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 the testimony and evidence upon which the appeal is to be based.

Any person requiring special accommodation at this meeting because of a disability or physical impairment should contact Jason Penley, (850)488-8500, at least forty-eight (48) hours prior to the meeting. If you are hearing or speech impaired, please contact the Commission office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a public meeting of the Technical Advisory Committee for the Operator Certification Program. This meeting is being held to begin development of amendments to Chapter 62-602, FAC.,

for the water and wastewater treatment plant operators program. The public is cordially invited, but public comment will not be accepted at this time.

DATE AND TIME: November 29, 2000, 9:00 a.m.

PLACE: Blue Heron Wastewater Treatment Plant, Administration Building, 4800 Deep Marsh Road, Titusville, Florida 32780

PURPOSE: The Technical Advisory Committee will make recommendations to the Department regarding development of the rule for the certification of water and wastewater treatment plant operators in accordance with Section 403.87, F.S. The subject matter to be addressed at the meetings involves a wide range of issues including examination eligibility, license renewal, definitions, duties of an operator, continuing education, actual and constructive experience and examination. A copy of the agenda and draft rule may be obtained by writing: Dot Teasley, Operator Certification Program, Department of Environmental Protection, 2600 Blair Stone Road, Mail Station 3506, Tallahassee, Florida 32399-2400 or by calling (850)921-4019.

The **Department of Environmental Protection** announces the following public meetings, to which all persons are invited, to introduce the Department's watershed management approach and discuss watershed management activities in the Ochlockonee-St. Marks River Basin.

DATE AND TIME: November 30, 2000, 2:00 p.m. – 6:30 p.m.

PLACE: R. A. Gray Building, Auditorium, 500 S. Bronough Street, Tallahassee, Florida

PURPOSE: To introduce the Department's watershed management approach and describe how it will be applied to the basin to fulfill the Department's responsibilities under the Florida Watershed Restoration Act (Section 403.067(6), Florida Statutes). The meetings will provide background information and opportunities for working with public and private interests in addressing water quality problems in the Ochlockonee River and St. Marks River basins. The afternoon session will emphasize coordination with local agencies, while the evening session will emphasize coordination with the public.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings 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).

A copy of the agenda for the meetings may be obtained by contacting: Richard Hicks, Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, by calling him, (850)921-9597 or by sending an e-mail to richard.w.hicks@dep.state.fl.us.

The **Florida Forever Advisory Council** (FFAC), as defined in Section 259.0345, Florida Statutes, is scheduled to have a public meeting and take public testimony on the draft report on:

DATE AND TIME: December 4, 2000, 3:00 p.m. – 6:00 p.m.

PLACE: Conference Room A, Marjory Stoneman Douglas Building, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399

DATE AND TIME: December 5, 2000, 8:30 a.m. – 12:00 Noon

PLACE: Conference Room A, Marjory Stoneman Douglas Building, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399

For more information please contact the Office of Environmental Services, (850)487-1750.

If an accommodation is needed for a disability in order to participate in these meetings, please notify Linda Harvey, (850)488-0450, 1(800)955-8771 (TDD), at least seven days prior to the event.

The **Department of Environmental Protection** announces a two-day public workshop to which all persons are invited.

DATES AND TIMES: Tuesday, December 5, 2000, 9:00 a.m. – 5:00 p.m.; Wednesday, December 6, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: Orlando Public Library Meeting Room, 101 East Central Boulevard, Orlando, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings 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).

PURPOSE: This workshop is intended to receive comments on proposed revisions to the Department's Standard Operating Procedures for Field and Laboratory Operations. The Department proposes to eliminate all laboratory procedures from this document and emphasize field procedures. These workshops will focus only on field operations. These proposed changes will be incorporated into proposed amendments to Chapter 62-160, FAC.

A copy of the agenda may be obtained by contacting: Amanda Cantrell, Department of Environmental Protection, Environmental Assessment Section, 2600 Blair Stone Road, Mail Station 6511, Tallahassee, Florida 32399-2400, (850)488-2796.

The **Department of Environmental Protection** announces a public meeting of the Environmental Regulation Commission (ERC) to which all interested persons are invited.

DATE AND TIME: December 5, 2000, 10:00 a.m.

PLACE: Conference Room 609, Twin Towers Building, 2600 Blairstone Road, Tallahassee, Florida

PURPOSE: The regularly scheduled meeting of the ERC will include briefings and approvals. Briefings include: Rules Under Development; Rules Under Appeal; Chapter 62-303, Florida Administrative Code (FAC.), Identification of Impaired Surface Waters; Chapter 62-701, FAC., Solid Waste Management Facilities; Update on Comprehensive Everglades Restoration Plan. Rule proceeding on Chapter 62-302, FAC., Surface Water Quality Standards, to reopen the hearing on the designation of Lake Disston and portions of Little Haw Creek as Outstanding Florida Waters. Time will be allotted at the end of the meeting for public comment.

A copy of the agenda may be obtained by contacting: Jacqueline McGorty, Department of Environmental Protection, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000, (850)921-9717.

If an accommodation is needed for a disability in order to participate in this activity, please notify Linda Harvey, (850)488-2996, 1(800)955-8771 (TDD), at least seven days prior to the event.

The **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas announces a public meeting to which all persons are invited:

DATE AND TIME: Wednesday, December 13, 2000, 6:00 p.m.

PLACE: St. Johns County Auditorium, 4020 Lewis Speedway, St. Augustine, Florida 32095

PURPOSE: The eighteen member Management Advisory Group (MAG) for the Guana Tolomato Matanzas National Estuarine Research Reserve (GTMNERR) meets regularly on the second Wednesday of the third month of each quarter. The MAG is composed of ten citizens, appointed by the three state legislators with overlapping jurisdictions with the reserve boundaries, and ten representatives of the local, state and federal government entities with authority and responsibility in the reserve. They are the St. Johns River Water Management District; the Flagler County Board of County Commission; the St. Johns County Board of County Commission; the National Park Service; the Florida Park Service; the Florida Fish and Wildlife Conservation Commission; the Florida Inland Navigation District; the St. Augustine Port, Waterway and Beach Authority; the City of St. Augustine; and the Town of

Marineland. The MAG will work with the Florida Department of Environmental Protection (DEP) to implement the management plan adopted by the Governor and Cabinet for the GTMNERR.

The meeting agenda will include announcement of new appointments, acceptance of the updated MAG Charter, and progress reports on a variety of GTMNERR activities including NOAA grants, facilities development, advertisement of Education Coordinator position, Graduate Research Fellowships and the System Wide Monitoring Program.

A copy of the agenda may be obtained by contacting: Mr. Kenneth Berk, GTMNERR, Post Office Box 840069, St. Augustine, Florida 32080-0069, (904)461-4054.

If an accommodation is needed for a disability in order to participate in this activity, please notify Linda Harvey, (850)488-0450, 1(800)955-8771 (TDD), at least seven days prior to the event.

The **Department of Environmental Protection**, Division of Water Resource Management announces public workshops to which all persons are invited:

DATE AND TIME: Wednesday, December 13, 2000, 2:00 p.m.

PLACE: South District DEP Office, Room 165 C and D, 2295 Victoria Avenue, Ft. Myers, Florida

DATE AND TIME: Thursday, December 14, 2000, 9:30 a.m.

PLACE: Northeast District DEP Office, 2nd Floor, Conference Room A, 7825 Baymeadows Way, Suite 200B, Jacksonville, Florida

PURPOSE: To continue discussion and receive public comment on proposed amendments to Rule 62-341.476, F.A.C., to adopt a new environmental resource Noticed General Permit (NGP) for providing a more streamlined and less costly way of authorizing construction and mitigation of individual, single-family residences (not residential developments) and associated residential improvements in wetlands, within limits to be specified in the NGP. The adverse impacts to wetlands under this NGP are proposed to be offset prior to construction of the residence by the purchase of equivalent mitigation from a Regional Offsite Mitigation Area (ROMA) or a mitigation bank, where such purchase offsets the loss of wetland functions caused by the construction of the residence and associated residential improvements. (Docket No. 00-47R)

A copy of the agenda may be obtained by writing: Jeanese McCree, Florida Department of Environmental Protection, 2600 Blair Stone Road, Bureau of Submerged Lands and Environmental Resources, MS 2500, Tallahassee, Florida 32399-2400, telephone (850)921-9901 or e-mail: jeanese.mccree@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop is asked to advise the agency at least 48 hours before the workshop/hearing/meeting 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: Tuesday, December 5, 2000, 7:00 p.m. (EST)

PLACE: Micanopy Town Hall, 706 Northeast Chokolka Boulevard, Micanopy, Florida 32667

PURPOSE: To receive comments regarding management and land uses for Marjorie Kinnan Rawlings State Historic Site before the development of a management plan for the unit.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 2 Administration, 4801 Southeast 17th Street, Gainesville, Florida 32641-9229.

The Florida **Department of Environmental Protection**, **Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Tuesday, December 5, 2000, 7:00 p.m. (EST)

PLACE: Ormond Beach Senior Center, 351 Andrews Street, Ormond Beach, Florida 32184

PURPOSE: To receive comments regarding management and land uses for Addison Blockhouse State Historic Site, Bulow Creek State park, Bulow Plantation Ruins State Historic Site, Haw Creek State Preserve, Tomoka State Park prior to development of a combined management plan for these units. In addition, comments regarding management and land uses for Green Mound State Archaeological Site prior to the development of a management plan for this unit, will also be received.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing to the Department of Environmental Protection, Division of Recreation and Parks, District 3 Administration, 1800 Wekiwa Circle, Apopka, Florida 32712.

DEPARTMENT OF HEALTH

The **Department of Health**, Community Environmental Health Advisory Board announces a meeting to be held by way of telephone conference hookup.

DATE AND TIME: November 30, 2000, 12:00 Noon – 2:00 p.m. (Eastern Daylight Saving Time)

PLACE: Number: In order to prevent charges to participants to this call, this is an operated assisted call. This means the cost of the call will be paid by the Department of Health. If you would like to participate on this conference call, please call Pam Lewis, (850)245-4444, Extension 2927, no later than 5:00 p.m., Friday, August 25, 2000, so that your name and telephone number can be given to the operator.

PURPOSE: To conduct general business of the board.

A copy of the agenda may be obtained by writing: Ric Mathis, Department of Health, Bureau of Facility Programs, 4052 Bald Cypress Way, BIN #A08, Tallahassee, FL 32399-1710 or by calling (850)245-4444, Extension, 2337.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 5 days before the workshop/hearing/meeting by contacting the board office, (850)487-0004. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD). Please note that if a person decides to appeal any decision made by the board with respect to any matter considered at the above-cited meeting, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The Department of Health and the Agency for Health Care Administration announces a meeting to which all persons are invited.

DATE AND TIME: December 3, 2000, 6:00 p.m. – 9:00 p.m. or soon thereafter

PLACE: Holiday Inn Select, 1301 Bell Tower Drive, Ft. Myers, Florida 33907, (941)482-2900

PURPOSE: Regulation Subcommittee of the Florida Commission on Excellence in Health Care Meeting.

A copy of the agenda may be obtained by writing: Department of Health, Division of Medical Quality Assurance, 4052 Bald Cypress Way, BIN #C00, Tallahassee, Florida 32399-3255, visit our web-site at www.doh.state.fl.us or by calling (850)245-4224.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting (850)245-4224. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the Department with respect to any matter considered at the above-cited meeting or hearing, he/she will need to

ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Department of Health, Board of Acupuncture** hereby gives notice that a public workshop for the purposes of rule development on Rule 64B1-6.005 – Standards for Approval of Continuing Education Credit, will be held as follows:

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

PLACE: Holiday Inn, 1355 Apalachee Parkway, Tallahassee, Florida 32301

PURPOSE: Rule development.

A Notice of Development of Proposed Rule was published in Vol. 26, No. 39, of the September 29, 2000 Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE RULE DEVELOPMENT WORKSHOP IS: William Buckhalt, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3256

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

The Florida **Board of Acupuncture** and Committees will hold the following Meeting to which all persons are invited:

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

PLACE: The Holiday Inn, 1355 Apalachee Parkway, Tallahassee, Florida 32301, (850)201-2003

PURPOSE: To discuss 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 includes 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: Mr. William H. Buckhalt, Executive Director, Board of Acupuncture, Northwood Centre, 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 Penny Perkins, (850)245-4161, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Penny Perkins using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Chiropractic Medicine**, Probable Cause Panel will hold a meeting to which all persons are invited to attend.

DATE AND TIME: Friday, December 8, 2000, 8:00 a.m.
 PLACE: Radisson Hotel Orlando Airport, 5555 Hazeltine National Drive, Orlando, FL 32812, (407)856-0100

PURPOSE: To review cases previously presented to the panel. Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board, (850)245-4444, Ext. 3617, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Board using the Dual Party Relay System, 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: Sherra W. Causey, Board of Chiropractic Medicine, 4052 Bald Cypress Way, BIN #C07, Tallahassee, FL 32399-3257.

The **Board of Chiropractic Medicine** will hold a meeting to which all persons are invited to attend.

DATE AND TIME: Friday, December 8, 2000, 9:00 a.m.
 PLACE: Radisson Hotel Orlando Airport, 5555 Hazeltine National Drive, Orlando, FL 32812, (407)856-0100
 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)245-4444, Ext. 3617, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Board using the Dual Party Relay System, 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: Sherra W. Causey, Board of Chiropractic Medicine, 4052 Bald Cypress Way, BIN #C07, Tallahassee, FL 32399-3257.

The **Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling** announces telephone conference call in which reconsiderations will be heard.

DATE AND TIME: December 11, 2000, 3:00 p.m.
 PLACE: Telephone (850)245-4474 to inquire about call-in number
 PURPOSE: Probable Cause Panel Meeting.

Any person requiring special accommodations for this conference call due to disability or physical impairment should call (850)488-0595, 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, 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 Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, BIN #C08, Tallahassee, FL 32399-3258 or call (850)245-4474.

NOTICE OF CORRECTION – The Florida **Board of Medicine**, Surgical Care Committee announces a meeting to which all persons are invited.

DATE AND TIME: November 30, 2000, 6:00 p.m. or soon thereafter

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607, (813)879-5151

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, 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 32399-3253.

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.

NOTICE OF CORRECTION – The Florida **Board of Medicine**, Expert Witness Credentials Committee announces a meeting to which all persons are invited.

DATE AND TIME: December 1, 2000, 5:00 p.m. or soon thereafter

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607, (813)879-5151

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, 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**, Dietetics-Nutrition/Electrolysis Committee announces a meeting to which all persons are invited.

DATE AND TIME: December 2, 2000, 6:00 p.m. or soon thereafter

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607, (813)879-5151

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, 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 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 **Department of Health, Division of Medical Quality Assurance**, Florida Board of Medicine Probationers Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 11, 2001, 10:00 a.m.

PLACE: Tallahassee Regional Airport, 3300 Capital Circle, S. W., Tallahassee, FL 32310, (850)891-7800

PURPOSE: To conduct general business of the Committee.

A copy of the agenda may be obtained by writing: Ashleigh France, Compliance Officer, Department of Health, Division of Medical Quality Assurance, Client Services Unit, 4052 Bald Cypress Way, BIN #C01, Tallahassee, FL 32399-3251.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting, he will need a record of the proceeding, and for such purpose, he may need to insure that a verbatim proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Ashleigh France, (850)245-4444, Ext. 3544, at least 10 calendar days prior to the meeting. If you are hearing or speech impaired, please call Ms. France using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Health, Board of Nursing** announces it will hold the following meetings to which all persons are invited.

Definitions Working Group of Nursing Education Rules Task Force

DATE AND TIME: November 29, 2000, 9:00 a.m.

PLACE: 4080 Woodcock Dr., Jacksonville, FL 32207, (850)413-9827

PURPOSE: To develop definition language for specialty nursing areas to be included in the revisions to Chapter 64B9-2 Nursing Program rules.

A copy of the agenda may be obtained by writing: Dr. Ruth Stiehl, Executive Director, Florida Board of Nursing, 4080 Woodcock Drive, Suite 202, Jacksonville, FL 32207.

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

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact the Board of Nursing office, (904)858-6940, 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, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida Probable Cause Panel of the **Board of Osteopathic Medicine** announces a meeting.

DATE AND TIME: Friday, December 1, 2000, 1:00 p.m. or soon thereafter

PLACE: Radisson Plaza Hotel, 60 South Ivanhoe Blvd., Orlando, FL 32804, (407)425-4455.

PURPOSE: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the public portion of the agenda may be obtained by writing: Randolph Collett, Senior Attorney, Agency for Health Care Administration, General Counsel, Palmer Building, P. O. Box 14229, Tallahassee, FL 32317-4229.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Practitioner Regulation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required.

The Practitioner Regulation Section may be contacted: P. O. Box 14229, Tallahassee, FL 32317-4229, (850)414-8126, 1(800)955-8771 (TDD) or 1(800)955-8770 via Florida Relay Service.

The Florida **Board of Osteopathic Medicine** will hold the following Board meeting to which all persons are invited:

DATES AND TIMES: Friday, December 1, 2000, 6:00 p.m.; Saturday, December 2, 2000, 9:00 a.m.

PLACE: Radisson Plaza Hotel, 60 South Ivanhoe Blvd., Orlando, FL 32804, (407)425-4455

PURPOSE: Regular Board business.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records includes 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: Mr. William H. Buckhalt, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3256 or you may call (850)488-0595. 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 Christy Robinson, (850)488-0595, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Christy Robinson using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Health, Board of Physical Therapy Practice** announces a conference call meeting to which all persons are invited:

DATE AND TIME: December 21, 2000, 8:30 a.m. or soon thereafter

PLACE: Number: Nonsuncom (850)921-2591, Suncom 291-2591

PURPOSE: Full Board Quorum Call.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Tallahassee, FL 32399-3255 or by calling (850)245-4373.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD). Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Department of Health, Board of Psychology** announces a meeting to which all persons are invited.

DATES AND TIME: December 1-2, 2000, 9:00 a.m. or soon thereafter

PLACE: Ramada Inn Hotel, 2900 North Monroe Street, Tallahassee, FL, (850)386-8286

PURPOSE: General Business Meeting and Rules Review

A copy of the agenda may be obtained by writing: Department of Health, Board of Psychology, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by contacting the board office, (850)245-4373.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)245-4373. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD). Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Department of Health, Board of Respiratory Care** announces a conference call to which all persons are invited.

DATE AND TIME: December 15, 2000, 9:00 a.m. or soon thereafter

PLACE: Number: Nonsuncom (850)921-5400, Suncom 291-5400

PURPOSE: General Business Meeting and Rules Review.

A copy of the agenda may be obtained by writing: Department of Health, Board of Respiratory Care, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by calling the board office, (850)245-4372.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)245-4372. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD). Please note that if a person decides to appeal any decision made by the council with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Department of Health, Division of Emergency Medical Services** and Community Health Resources, Office of Rural Health announces a Critical Access Hospital Advisory Team Workshop to which all interested parties are invited.
DATE AND TIME: December 7, 2000, 10:00 a.m.
PLACE: Department of Health, 4025 Esplanade Way, Room 320-N, Capital Circle Office Complex, Tallahassee, Florida 32399-1735

PURPOSE: To provide technical assistance and gather information to advisory team members.

The person to be contacted regarding the meeting is: Mike Walsh, Office of Rural Health, Department of Health, 4052 Bald Cypress Way, BIN #C15, Tallahassee, Florida 32399-1735, (850)245-4340.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Office of Rural Health, (850)245-4340, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Office of Rural Health using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Tobacco-Free Partnership of Bay County** will hold a public meeting to which all persons are invited to attend.
DATE AND TIME: Wednesday, December 6, 2000, 4:00 p.m.
PLACE: Bay County Health Department, 597 West 11th St., Panama City, Florida 32401

PURPOSE: To form committees for election of new officers, by-laws review and minority sub-committee formation.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Tobacco-Free Partnership, (850)872-4455, Extension 136, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the above number using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

A copy of the agenda may be obtained by writing: Tobacco Prevention Coordinator, Bay County Health Department, 597 West 11th Street, Panama City, Florida 32401.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Orange County Community Alliance and the **Department of Children and Family Services**, District 7 announces the following public meeting.

Community Based Care – Alliance Meeting

DATE AND TIME: November 29, 2000, 9:00 a.m.

PLACE: Hagood House, 1718 E. Michigan Street, Orlando, Florida

For more information, please contact: Keith Carpenter, CBC Liaison, 400 W. Robinson Street, Suite S-1129, Orlando, Florida 32801, (407)245-0400.

The Osceola County Community Alliance and the **Department of Children and Family Services**, District 7 announces the following public meeting.

Community Based Care – Alliance Meeting

DATE AND TIME: November 22, 2000, 2:00 p.m.

PLACE: Osceola County Administration Building, 1 Courthouse Square, Suite 4700, Kissimmee, Florida

For more information, please contact: Keith Carpenter, CBC Liaison, 400 W. Robinson Street, Suite S-1129, Orlando, Florida 32801, (407)245-0400.

The Seminole County Community Alliance and the **Department of Children and Family Services**, District 7 announces the following public meeting.

Community Based Care – Alliance Meeting

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

PLACE: Seminole County Sheriff's Office, 100 Bush Boulevard, Sanford, Florida

For more information, please contact: Keith Carpenter, CBC Liaison, 400 W. Robinson Street, Suite S-1129, Orlando, Florida 32801, (407)245-0400.

The Florida **Department of Children and Family Services** announces a meeting of the Marion County Community Alliance to which all persons are invited.

DATE AND TIME: Tuesday, November 28, 2000, 12:00 Noon

PLACE: Marion County Courthouse, Room 201, 110 N. W. 1st Ave., Ocala, Florida

PURPOSE: To provide participation and governance of community based services, Chapter 20.19(6), F.S.

A copy of the agenda may be obtained by writing: Mona Terry, Box 80-O, 1601 W. Gulf-Atlantic Hwy., Wildwood, FL 34785. In accordance with the Americans with Disabilities Act, persons needing special accommodation to participate in this proceeding should contact the agency no later than five working days prior to the meeting, telephone (352)330-2177.

The Florida **Department of Children and Family Services** announces a meeting of the Hernando County Community Alliance to which all persons are invited.

DATE AND TIME: Tuesday, December 5, 2000, 9:00 a.m.
 PLACE: Hernando County School Support Complex, Ken Austin Training Room, 919 N. Broad Street, Brooksville, Florida

PURPOSE: To provide participation and governance of community based services, Chapter 20.19(6), F.S.

A copy of the agenda may be obtained by writing: Mona Terry, Box 80-O, 1601 W. Gulf-Atlantic Hwy., Wildwood, FL 34785. In accordance with the Americans with Disabilities Act, persons needing special accommodation to participate in this proceeding should contact the agency no later than five working days prior to the meeting, telephone (352)330-2177.

The Florida **Department of Children and Family Services** announces a meeting of the Lake County Community Alliance to which all persons are invited.

DATE AND TIME: Wednesday, December 6, 2000, 10:00 a.m.
 PLACE: Lake County Administrative Building, Room 235, 315 W. Main Street, Tavares, Florida

PURPOSE: To provide participation and governance of community based services, Chapter 20.19(6), F.S.

A copy of the agenda may be obtained by writing: Mona Terry, Box 80-O, 1601 W. Gulf-Atlantic Hwy., Wildwood, FL 34785. In accordance with the Americans with Disabilities Act, persons needing special accommodation to participate in this proceeding should contact the agency no later than five working days prior to the meeting, telephone (352)330-2177.

The **Department of Children and Family Services**, Developmental Disabilities Program, Choice and Control Pilot Projects announces a coalition meeting to which all persons are invited.

DATE AND TIME: Thursday, November 30, 2000, 3:00 p.m. – 4:00 p.m.

PLACE: The Department of Children and Family Services Offices, Cedars Executive Center, Building A, Room 201, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The status of the District 2 pilot project.

A copy of the agenda for this meeting can be obtained from: Sara Heggen, Area Coordinator, (850)487-1992.

Persons needing accommodation to participate in this meeting should call at least 4 days in advance of the meeting, (850)487-1992 or (850)921-1304 (TDD).

The Florida **Department of Children and Family Services** announces the following District Eight sub-committee meeting of the Lee County Community-Based Care Alliance.

DATE AND TIME: December 4, 2000, 1:00 p.m.
 PLACE: Regional Service Center, 2295 Victoria Avenue, Conference Room 140, Fort Myers, Florida

PURPOSE: Amend Lee County Alliance Bylaws.

For copies of the agenda, further information, or persons needing accommodation to participate in this meeting, please contact: Nadereh Salim, (941)338-1343.

The District 14, **Department of Children and Family Services** announces the following meetings to which all persons are invited. Community Based Care Subcommittees will meet as follows:

Protective Investigations and Legal Subcommittee Meeting
 DATE AND TIME: Monday, December 18, 2000, 1:30 p.m.
 PLACE: Health Department, 4th Floor, Conference Room, 1290 Golfview Ave., Bartow, FL

PURPOSE: Develop a plan for community based care.

P. R./Marketing/Advocacy Subcommittee Meeting
 DATE AND TIME: Wednesday, November 29, 2000, 1:00 p.m.

PLACE: Health Department, 4th Floor, Conference Room, 1290 Golfview Ave., Bartow, FL

PURPOSE: Develop a communications plan.

System of Care Subcommittee Meeting
 DATE AND TIME: Friday, December 8, 2000, 10:00 a.m.

PLACE: Health Department, 4th Floor, Conference Room, 1290 Golfview Ave., Bartow, FL

PURPOSE: To access current system strengths and weaknesses, analyze data and define care management policies.

Tri-county Community-Based Care Steering Council Meeting
 DATES AND TIME: Thursday, November 30, 2000; Thursday, December 28, 2000, 3:00 p.m.

PLACE: Fort Meade Community Center, 10th S. W. Third Street, Fort Meade, FL

PURPOSE: To plan for community-based care in District 14.

For copies of the agenda, further information, or persons needing accommodation to participate in these conference call please contact: Patty Harrison, (941)619-4100, Extension 157, 1(800)342-0825 or (941)648-3337 (TDD).

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a Workshop Meeting of the Board of Directors to which all interested parties are invited.

DATE AND TIME: December 7, 2000, 1:00 p.m.

PLACE: Florida Housing Finance Corporation, 227 North Bronough St., Suite 5000, 6th Floor, Seltzer Room, Tallahassee, FL 32301-1329, (850)488-4197

PURPOSE:

1. Consider matters brought to the Fiscal Committee.
2. Consider matters to be brought to the Guarantee.
3. Committee Consider matters to be brought to the Professional Selection Committee.
4. Consider actions necessary for the sale of bonds of pending multifamily issues which have satisfied the requirements for funding.
5. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
6. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
7. Consider bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
8. Consider resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
9. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
10. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis and structuring new issues.
11. Consideration of all necessary actions with regard to the Multifamily Bond Program.
12. Consideration of approval of underwriters for inclusion on approved master list and teams.
13. Consideration of all necessary actions with regard to the HOME Rental Program.
14. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
15. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
16. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
17. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
18. Consideration of all necessary actions with regard to the Home Ownership Programs.
19. Consideration of all necessary actions, for initiating new rules or rule amendments on an emergency or non-emergency basis.
20. Consideration of Appeals from Combined Cycle ranking and grading with entry of final orders.
21. Consideration of workouts or modifications for existing projects funded by the Corporation.
22. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
23. Consideration of funding additional reserves for the Guarantee Fund.
24. Consideration of audit issues.
25. Evaluation of Professional and Consultant performance.
26. Such other matters as may be included on the agenda for the December 8, 2000, Board Meeting.

A copy of the agenda may be obtained by contacting: Deanne Coughlin, Board Administrative Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Debbie L. Moran, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

The **Florida Housing Finance Corporation** announces a public meeting of the Board of Directors to which all interested parties are invited.

Fiscal Committee; Guarantee Committee; Professional Services Selection Committee; Board Meeting

DATE AND TIME: December 8, 2000, 9:00 a.m.

PLACE: City Hall, 891 South Adams St., Tallahassee, FL 32301, (850)891-0000 or FHFC office (850)488-4197

PURPOSE:

1. Consider, review and take action on matters brought to the Fiscal Committee and to consider recommendations made by the Fiscal Committee to the Board.
2. Consider, review and take action on matters brought to the Guarantee Committee and to consider recommendations made by the Guarantee Program Committee to the Board.

3. Consider, review and take action on matters brought to the Professional Selection Committee and to consider recommendations made by the Professional Services Selection Committee to the Board.
4. Authorize the Corporation Staff to proceed with all actions necessary for the sale of bonds of pending multifamily issues which have satisfied the requirements for funding.
5. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
6. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
7. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
8. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
9. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
10. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis and structuring new issues.
11. Consideration of all necessary actions with regard to the Multifamily Bond Program.
12. Consideration of approval of underwriters for inclusion on approved master list and teams.
13. Consideration of all necessary actions with regard to the HOME Rental Program.
14. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
15. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
16. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
17. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
18. Consideration of all necessary actions with regard to the Home Ownership Programs.
19. Consideration of all necessary actions, for initiating new rules or rule amendments on an emergency or non-emergency basis.
20. Consideration of Appeals from Combined Cycle ranking and grading with entry of final orders.
21. Consideration of workouts or modifications for existing projects funded by the Corporation.

22. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
23. Consideration of funding additional reserves for the Guarantee Fund.
24. Consideration of audit issues.
25. Evaluation of Professional and Consultant performance.
26. Such other matters as may be included on the agenda for the December 8, 2000, Board Meeting.

A copy of the agenda may be obtained by contacting: Deanne Coughlin, Board Administrative Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Debbie L. Moran, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

FISH AND WILDLIFE CONSERVATION COMMISSION

You are hereby notified that the **Advisory Council on Environmental Education** will hold a meeting on:

DATE AND TIME: Wednesday, December 6, 2000, 10:00 a.m. – completion of business

PLACE: Pine Jog Environmental Center, West Palm Beach, Florida

PURPOSE: Discussion of Strategies for Program Continuation.

SPECIAL NOTE: If an accommodation is needed for a disability in order to participate in this activity, please notify staff, (850)487-0123, at least seven (7) days prior to the activity. If you are hearing or speech impaired, please contact staff by calling (850)488-9542 (TDD).

The **Fish and Wildlife Conservation Commission** announces a public workshop to be held in conjunction with the Atlantic States **Marine Fisheries Commission** (ASMFC), the Georgia Division of Coastal Fisheries and the Florida **Department of Agriculture and Consumer Services** (FDACS) concerning Atlantic sturgeon to which all interested persons are invited:

DATE AND TIME: December 12, 2000, 6:00 p.m. – 8:00 p.m.

PLACE: Atlantic Beach City Hall, Commission Chambers, 800 Seminole Road, Atlantic Beach, Florida

PURPOSE: To receive public input regarding whether the ASMFC should grant FDACS an exemption to import Atlantic Sturgeon fry into Florida (to be supplied by the Canadian Caviar Company, Ltd.) for commercial aquaculture development. Public input at this workshop will be part of the record upon which this decision will be made by the ASMFC.

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

For further information, contact: Dr. Ken Haddad, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

ABLE TRUST

The **Able Trust** (Florida Endowment Foundation for Vocational Rehabilitation) will hold a Board teleconference meeting to which all interested persons are invited.

DATE AND TIME: Monday, December 4, 2000, 10:00 a.m.

PLACE: The Able Trust office, 106 E. College Avenue, Suite, 820, Tallahassee, Florida

PURPOSE: The agenda will include approval of recommended grants to assist citizens with disabilities in achieving employment.

For more information, special accommodations or alternative format request, please call: The Able Trust, (850)224-4493 or 1(888)838-2253.

DUVAL COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The **Duval County Research and Development Authority** announces a regular business meeting was held on:

DATE AND TIME: December 4, 2000, 12:00 Noon

PLACE: City Hall Annex, 220 East Bay Street, 14th Floor, Conference Room, Jacksonville, FL

PURPOSE: Regular business meeting.

A copy of the meeting agenda may be obtained by contacting: Robert F. Fagin, Executive Director, Duval County Research and Development Authority, 4567 St. Johns Bluff Road, South, Jacksonville, Florida 32224-2645.

FLORIDA SURPLUS LINES SERVICE OFFICE

The **Florida Surplus Lines Service Office**, Board of Governors announces three meetings to which all interested parties are invited:

Budget Committee Conference Call

DATE AND TIME: Tuesday, December 5, 2000, 9:30 a.m.

PLACE: FSLSO, 114 S. Duval Street, Tallahassee, FL 32301

PURPOSE: Amendments to 2001 Budget.

Board of Governors' Conference Call

DATE AND TIME: Tuesday, December 5, 2000, 11:00 a.m.

PURPOSE: Ratify Amendments to 2001 Budget

Board of Governors

DATE AND TIME: Wednesday, January 24, 2001, 9:00 a.m.

PLACE: FSLSO, 114 S. Duval Street, Tallahassee, FL 32301

PURPOSE: Quarterly Meeting.

A copy of the agenda may be obtained by sending a faxed request to: Kristen Bertagnolli, (850)513-9624.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in any of these meetings should contact Kristen a week prior to the meeting, (850)224-7676, Ext. 16.

FLORIDA SEAPORT TRANSPORTATION AND ECONOMIC DEVELOPMENT COUNCIL

The **Florida Seaport Transportation and Economic Development Council** (FSTED), Program Project Review Group announces a meeting in which all interested persons are invited to participate.

DATE AND TIME: December 5, 2000, 10:30 a.m. – 12:00 Noon

PLACE: Florida Ports Council Offices, 315 South Calhoun Street, Suite 712, Tallahassee, Florida 32301

PURPOSE: General Business.

Information on the meeting may be obtained by contacting: Tara Vercellone, Florida Ports Council, 315 South Calhoun Street, Suite 712, Tallahassee, Florida 32301, (850)222-8028.

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

In accordance with provisions of the Americans with Disabilities Act, persons requiring special accommodations to participate in this public meeting should advise Tara Vercellone, (850)222-8028.

NORTHEAST FLORIDA CRIMINAL JUSTICE TRAINING AND EDUCATION CENTER

The **Region V, Training Council** will hold its Bi-Annual Advisory Meeting to which all interested persons are invited.

DATE AND TIME: December 7, 2000, 2:00 p.m.

PLACE: St. Johns River Community College, Administration Bldg., Conference Room, 2990 College Drive, St. Augustine, FL

For an advance copy of the agenda, contact: Frank Heinze, Northeast Florida Criminal Justice Training and Education Center, (904)928-1277, Fax (904)928-1295.

DEPARTMENT OF MILITARY AFFAIRS

The **Department of Military Affairs**, Armory Board announces a meeting to which all interested persons are invited.

DATE AND TIME: December 10, 2000, 8:00 a.m.
PLACE: Adjutant General's Conference Room, St. Francis Barracks, 82 Marine Street, St. Augustine, Florida
In accordance With Florida Statute 286.0105.

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: December 13, 2000, 8:00 a.m.
PLACE: Lowndes, Drosdick, Doster, Kantor & Reed, 215 North Eola, Orlando, Florida
PURPOSE: General Business Meeting.

FLORIDA PARTNERSHIP FOR SCHOOL READINESS

The **Florida Partnership for School Readiness** announces a public meeting of the Commission on the Study of Children with Developmental Delay to which all persons are invited.

DATES AND TIME: Wednesday, December 6, 2000; Wednesday, December 13, 2000, 9:00 a.m. – 5:00 p.m.
PLACE: Department of Education, Turlington Building, 325 West Gaines Street, Room 1706, Tallahassee, FL
PURPOSE: Discuss recommendations for the final report.
Persons with disabilities who need assistance may contact: Nina Barrios, Study Coordinator, (850)386-3191.

FLORIDA LEAGUE OF CITIES

The **Florida Municipal Pension Trust Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2000, 10:00 a.m.
PLACE: Don CeSar Beach Resort & Spa, 3400 Gulf Blvd., St. Petersburg Beach, FL 33706, (727)360-1881
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the Florida Municipal Pension Trust Fund to discuss general business of the Trust.

A copy of the meeting agenda may be obtained by contacting: Steve Wofford, Director of Financial Services, Florida League of Cities, Inc., Post Office Box 1757, Tallahassee, Florida 32302-1757, 1(800)616-1513, Ext. 253.

The **Florida Municipal Loan Council** announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2000, 3:00 p.m.
PLACE: Don CeSar Beach Resort & Spa, 3400 Gulf Blvd., St. Petersburg Beach, FL 33706, (727)360-1881

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Board of Directors for the Florida Municipal Loan Council to discuss general business of the Council.

A copy of the meeting agenda may be obtained by contacting: Steve Wofford, Director of Financial Services, Florida League of Cities, Inc., Post Office Box 1757, Tallahassee, Florida 32302-1757, 1(800)616-1513, Ext. 253.

The **Florida Municipal Investment Trust (FMIvT)** announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2000, 4:00 p.m.
PLACE: Don CeSar Beach Resort & Spa, 3400 Gulf Boulevard, St. Petersburg Beach, FL 33706, (727)360-1881
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Florida Municipal Investment Trust (FMIvT) to discuss general business of the Trust.

A copy of the meeting agenda may be obtained by contacting: Steve Wofford, Director of Financial Services, Florida League of Cities, Inc., Post Office Box 1757, Tallahassee, Florida 32302-1757, 1(800)616-1513, Extension 253.

FLORIDA MUNICIPAL INSURANCE TRUST

The **Florida Municipal Insurance Trust**, an interlocal entity created pursuant to Fla. Stat. 768.28 and 163.01, announces a public meeting to which all persons are invited.

DATES AND TIMES: Friday, December 15, 2000, 9:30 a.m. – 4:00 p.m.; Saturday, December 16, 2000, 9:00 a.m. – 12:00 Noon
PLACE: Don CeSar, 3400 Gulf Boulevard, St. Petersburg Beach, Florida 33706, (727)360-1881

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting of the Board of Trustees.

A copy of the proposed agenda may be obtained by contacting: Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850)222-9684.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is based.

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation** announces a public meeting of the Florida Sports Foundation Board of Directors Meeting to which all persons are invited.

DATE AND TIME: Thursday, January 4, 2001, 10:30 a.m.

PLACE: Miami Airport Marriott, 1201 N. W. LeJeune Road,
Miami, FL 33126

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF INSURANCE

NOTICE IS HEREBY GIVEN that the Department of Insurance has issued a declaratory statement disposing of the petition for declaratory statement filed by "Cash" Register Auto Insurance of Casselberry, Inc. on August 1, 2000. The following is a summary of the Department's disposition of the petition: Section 626.7354(3), Florida Statutes, plainly indicates that customer representatives are not entitled to commissions, regardless of the extent to which they may be involved in the sale of insurance as a practical matter.

Copy of the declaratory statement may be obtained by writing: Richard M. Ellis, Esquire, Department of Insurance, Room 612, Larson Bldg., 200 E. Gaines St., Tallahassee, FL 32399-0333.

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has issued an order disposing of the petition for declaratory statement filed by Gemini Networks FL, Inc. on August 29, 2000. The following is a summary of the agency's disposition of the petition: the Commission acknowledged Gemini's voluntary withdrawal of its petition. DOCKET NO. 001261-TP

DEPARTMENT OF CORRECTIONS

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, received a Petition to Initiate Rulemaking on November 3, 2000 from Randall T. Prater. Petitioner is seeking amendment of Chapter 33, Florida Administrative Code, to require the Department to adopt a rule requiring wardens to develop institutional operating procedures.

A copy of the Petition may be obtained by writing: Giselle Lylen Rivera, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN that the Department of Management Services has received a petition for a declaratory statement from Christopher Spencer, President of Local Union #2887, International Association of Fire Fighters and Jerry R. Miller. The petition seeks the agency's opinion on this

question: Is it legal for any municipality to have an employee who has been termed a public safety officer and who has been hired, trained and state-certified as primarily a law enforcement officer and also trained and state-certified as primarily a firefighter, to be assigned both full-time positions and perform the duties and responsibilities of both simultaneously on a continuing momentary basis for the same employing agency based upon Florida Statutes Sections 166.011 and 166.021, Chapters 185, 175, 633 and 900 through 985, Sections 112.531, 112.81, 185.02(1), 185.23, 175.032(1), 633.30(1) and 943.10(1), and Rule 4-14.007, FAC.?

(The rule number has been changed, it is now 60Z-1.007.)

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that the Board of Chiropractic Medicine has received a Petition for Declaratory Statement from Joseph V. Picone, D.C., No: PDS-CH-2000-01, regarding Section 455.657, Florida Statutes, (Kickbacks Prohibited).

Copies of the Petition may be obtained: Mr. Joe Baker, Jr., Executive Director, Department of Health, 4052 Bald Cypress Way, BIN #C07, Tallahassee, Florida 32399-3257. This petition will be heard at the Board of Chiropractic Medicine meeting being held on Friday, December 8, 2000, 9:00 a.m., at the Radisson Hotel Orlando Airport, 5555 Hazeltine National Drive, Orlando, FL 32812, (407)856-0100.

NOTICE IS HEREBY GIVEN that the Board of Chiropractic Medicine has received a petition for declaratory statement from Michael Dunn, D.C. The petition seeks the agency's opinion as to the applicability of Sections 460.411(1)(d), 460.413(1)(d),(e),(i),(k), and (w), Florida Statutes and Rule 59N-15.15001(2)(f) [currently Rule 64B2-15.001(2)(f)] as it applies to the petitioner.

The Board will address this matter at its regularly scheduled board meeting in Orlando, Florida on December 8, 2000.

A copy of the Petition for Declaratory Statement may be obtained by writing: Joe Baker, Jr., Board of Chiropractic Medicine, Department of Health, 4052 Bald Cypress Way, BIN #C07, Tallahassee, Florida 32399-3257.

NOTICE IS HEREBY GIVEN that the Board of Psychology, State of Florida, has received a Petition for Declaratory Statement from Lisa G. Bridgewater, Ph.D., P.A.; Laura C. Hohnecker, Ph.D., P.A., Carol A. Wartenberg, Ph.D., P.A., in which the Petitioners request a declaratory statement from the Board. The Petitioners request a declaratory statement as to the following:

Whether it would be appropriate for a licensed psychologist to provide internet-based career exploration services via the world wide web.

Whether conditions for providing services set forth in the petition are consonant with all Florida Statutes and rules, including (but not limited to) Section 490.003(4), Fla. Stat. and Rule 64B19-18.001, FAC.

A copy of the petition for Declaratory Statement may be obtained by writing: Kay Howerton, Board of Psychology, Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida 32399-3257.

**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

NOTICE TO PROFESSIONAL CONSULTANTS

Florida A & M University, on behalf of the State of Florida, Board of Regents announces that Professional Services in the discipline of Architecture/Engineering will be required for:

PLANS REVIEW FOR CODE COMPLIANCE AND CONSTRUCTION INSPECTIONS:

Description: These services are for Plans Review for Code Compliance and Inspections of Construction Contract Projects. The consultant will review all Construction Documents for Code Compliance during Design including securing the necessary information required to obtain Building Permits from the appropriate federal, state and local agencies. The consultant will be involved in building inspections.

Firms applying must have State of Florida licensed and/or certified personnel on staff to perform plans reviews, building and construction inspections for structural, mechanical, electrical and plumbing code compliance.

Preference will be given to firms that are primarily in the business of code compliance plans review and inspections; and whose personnel consist of primarily licensed and/or certified plans reviewers and inspectors.

These services will be based on a negotiated fee schedule with each occurrence of service being authorized with a purchase order. Campus Service Continuing Contracts provide that the consultant will be available on an as-needed basis. The term of agreement if for one year with the option to extend the agreement for an additional year.

Proximity of location will be a prime factor in the selection of the firm.

Design ability will not be considered for this selection.

Blanket professional liability insurance will be required for this project in the amount of \$500,000, and will be provided as a part of Basic Services.

INSTRUCTIONS

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. The most recent version of the Board of Regents "Professional Qualifications Supplement," (PQS) form SUSPQS: 09/99, completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit six (6) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The plans and specifications for State University System projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The

selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information and selection criteria may be obtained by contacting: Chuks Onwunli, Assistant Director or Teresa Williams, Secretary, Office of Facilities Planning and Construction, Florida A & M University, Plant Operations Facility, Building A, Suite 100, 2400 Wahnish Way, Tallahassee, FL 32307, (850)599-3197, Fax (850)561-2289.

Submittals must be received in the Office of Facilities Planning and Construction, by 3:00 p.m., local time, on December 20, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

REVISION NOTICE

Project BR-627 Energy Service, Contacting Services and Professional Services, Florida Atlantic University, Boca Raton Campus, Florida, on behalf of the State of Florida, Board of Regents and Florida Atlantic University placed a Notice for publication dated October 27, 2000.

There are two (2) revisions.

REVISIONS:

1. PROJECT TITLE: Request for Qualifications
2. EXTENSION OF TIME: Deadline for Proposals is January 5, 2001, 5:00 p.m., local time.

All other items are to remain unchanged.

NOTICE TO PROFESSIONAL CONSULTANTS

Florida International University, on behalf of the Board of Regents, announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project and Location: Health Care and Wellness Center BR-824, Florida International University, University Park, Miami, Florida.

This two-story project will include plans for the construction of an expansion to the existing Health Care and Wellness Center. It will provide for a major addition to enhance the scope of services by enlarging the facility that provides student health care, wellness programs, counseling and psychological services and victim advocacy. The expansion will add approximately 12,600 GSF of space to the existing facility and approximately 3,500 GSF will be remodeled or renovated. The additional space will accommodate offices and health facilities for student health services to include the Women's Health Care Center, Pharmacy, Cashier, Laboratory, Wellness Center, Victim Advocacy Center, Medical Records and departmental administration. The remodeling of the existing facility will accommodate the Counseling and Psychological Services

Center and the student health facilities' Medical Clinic, Computer Area, Immunization and departmental administration.

The selected firm will provide design construction documents and administration for the referred project. Blanket professional liability insurance will be required in the amount of \$250,000, and will be provided as a part of Basic Services.

INSTRUCTIONS

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. A completed Board of Regents "Professional Qualifications Supplement (SUSPQS)," dated September 1999. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board.

An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit six (6) copies of the above requested data bound in the order listed above. Applications that do not comply with the above instructions will not be considered. Application material will not be returned.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms and the Project Fact Sheet may be obtained by written request: Facilities Management, Florida International University, Campus Support Complex, Room 236, University Park, Miami, Florida 33199, or by FAXING a request to (305)348-4010. Requests for meetings by individual firms will not be granted.

Submit qualifications to: Mary Varela Witham, Facilities Planner/Contract Administrator, Florida International University, Facilities Management, Campus Support Complex, University Park, Miami, Florida 33199, by 2:00 p.m., local time, Monday, December 20, 2000. Late submittals shall be disqualified. Facsimile (FAX) submittals are not acceptable and will not be considered.

INVITATION TO BID

Competitive sealed bids will be received by the Okeechobee County School Food Service Department at 3150 N. W. 10th Terrace, Okeechobee, Florida 34972, until 1:00 p.m. on December 11, 2000 for the following:

Non-Food Items

Interested bidders may obtain bid forms by writing or calling the Okeechobee County School Food Service Department at the above address or telephone, (863)462-5148.

ADVERTISEMENT FOR BIDS

For

Asbestos Abatement Contractor

Sealed bids will be received by Duval County Public Schools, Division of Facilities Services, Room 526, 1701 Prudential Drive, Jacksonville, FL 32207, until the time and date recorded below and immediately thereafter publicly opened and recorded in Conference Room 541, 5th Floor, School Board Building.

JANUARY 9, 2001
2:00 P.M.

DCSB Project No: M-81850 ASBESTOS REMOVAL SERVICES ON AN ANNUAL CONTRACT BASIS. All Asbestos Abatement contractors or prime bidders that are interested in bidding are required to attend a mandatory pre-bid conference to be held on January 4, 2001, 2:00 p.m., Room 541, 5th Floor, 1701 Prudential Drive. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register.

All bidders and subcontractors shall be licensed contractors and registered corporations, if applicable, as required by the laws of the State of Florida.

Contract documents for bidding may be obtained for a fee of \$50.00 at the office of GLE Associates, Inc., 9000 Cypress Green Drive, Ste. 105, Wing B, Jacksonville, FL 32256. DCSB Point of Contact: Bruce Ackerman, (904)390-2220. Contract documents for bidding may be examined, but not obtained at Duval County Public Schools, Facilities Services, 5th Floor, 1701 Prudential Drive, Jacksonville, FL.

MBE Participation Goal: 10% overall

DEPARTMENT OF CORRECTIONS

REQUEST FOR PROPOSALS

Peter R. Brown Construction, Inc., as the Construction Manager for the Florida Department of Corrections, is requesting proposals for the Structural and Miscellaneous Steel packages for the Desoto Correctional Project. A pre-bid conference will be conducted on Tuesday, November 21, 2000,

2:00 p.m., Peter R. Brown Construction, Inc., 1475 S. Belcher Rd., Largo, FL 33771. Drawings and Specifications can be obtained by calling Shay Harvey, (727)535-6407.

WATER MANAGEMENT DISTRICTS

**REQUEST FOR PROPOSALS ("RFP")
ARCHAEOLOGICAL/HISTORICAL SERVICES
ON SELECTED DISTRICT LANDS IN
NORTHWEST FLORIDA**

RFP #01-001

The Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333, will receive sealed proposals to perform Archaeological/Historical Services on selected District lands in northwest Florida until 10:00 a.m. (EST), on January 5, 2001.

All proposals must conform to the instructions in the RFP. Interested parties may obtain a copy of the complete RFP package at the above address or by calling (850)539-5999.

The opening of the proposals is public. Provisions will be made to accommodate the handicapped provided the District is given at least 72 hours advance notice.

All proposals must comply with applicable Florida Statutes.

EXPRESSWAY AUTHORITIES

**NOTICE TO PROFESSIONAL
ENGINEERING CONSULTANTS**

The Orlando-Orange County Expressway Authority requires the services of a Professional Engineering Consultant in connection with the Final Design for widening, resurfacing and safety improvements of S.R. 408 (East-West Expressway) from Tampa Avenue to approximately 400 feet west of Division Avenue. Shortlist consideration will be given to only those firms who are qualified pursuant to law, and as determined by the Authority based on information provided by the firms, and who have been prequalified by FDOT to perform the indicated Types of Work.

TYPES OF WORK: Group 3.3, Complex Highway Design, and Group 4.1, Minor Bridge Design.

ADDITIONAL TYPES OF WORK THAT MAY BE REQUIRED: Group 7, Traffic Operations Design; Group 8, Surveys; Group 9, Soil Exploration, Material Testing and Foundations.

DESCRIPTION: The project consists of final design, preparation of construction drawings and specifications for roadway and bridge widening from four to six basic lanes, auxiliary lanes, and resurfacing of SR 408 (East West Expressway) from Tampa Avenue to approximately 400 feet west of Division Avenue, a distance of approximately 1.81 miles.

The work will involve widening of bridges at Tampa Avenue, Rio Grande Avenue, Orange Blossom Trail, Westmoreland Avenue, Parramore Avenue, and the I-4 connector. The work should be coordinated with plans for the improvement of the SR 408 / I-4 Interchange.

LETTERS OF INTEREST SUBMITTAL REQUIREMENTS: Consultants wishing to be considered shall submit six (6) sets of a Letter of Interest package. The letter shall be a maximum of ten (10) pages exclusive of attachments and resumes. The packages shall include the following:

- Experience – Details of specific experience for at least three (3) projects, similar to that described above that involve interstate highway reconstruction, completed by the consultant’s Project Manager and other key project team members including the name of client contact person, telephone number, and physical address;
- Personnel Experience – Resumes of the consultant’s proposed Project Manager and other key personnel presently employed by the consultant who will be assigned to the project. The Project Manager shall have a minimum of five (5) years of specific experience in complex highway and/or bridge design projects;
- Project Team – Anticipated subconsultants shall be identified and the roles that each will play in providing the required services;
- Prequalification Documentation – A copy of the Notice of Qualification issued by the FDOT showing current qualification in the Types of Work specified above;
- Office Location – The office assigned responsibility and its physical address shall be identified. It is required that the consultant have an office and key staff located within the Orlando area.

Failure to submit any of the above required information may be cause for rejection of the package as non-responsive.

SELECTION/NEGOTIATIONS: The Authority may shortlist up to five (5) firms based on its evaluation of the Letters of Interest and qualifications information received. Shortlisted firms will proceed to the next step in the process which includes preparation and submittal of a Technical Proposal and an oral presentation or interview. The Authority will provide the shortlisted firms with a comprehensive outline of the Scope of Services for use in preparing the Technical Proposal. Each firm will be evaluated and ranked by the Authority’s Consultant Recommendation Committee based on the Technical Proposal and oral presentations/interview. As part of its evaluation process, the Committee will also consider the consultant’s willingness to meet time requirements, consultant’s projected workload, and consultant’s use of Minority/Women Owned Businesses.

EQUAL OPPORTUNITY STATEMENT: The Orlando-Orange County Expressway Authority, in accordance with the provisions of Title VI and Title VII of the Civil Rights

Act of 1964, hereby notifies all firms and individuals that it will require affirmative efforts be made to ensure participation by minorities.

MINORITY/WOMEN/DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION: Minority/Women/Disadvantaged Business Enterprises will not be discriminated against on the basis of race, color, sex or national origin in consideration for qualification or an award by the Authority.

LETTER OF RESPONSE DEADLINE: December 15, 2000, 2:00 p.m., Orlando local time

AUTHORITY CONTACT PERSON: Mr. Joseph A. Berenis, P. E., Deputy Executive Director, Telephone (407)316-3800

LETTER OF RESPONSE ADDRESS: Orlando-Orange County Expressway Authority, 525 S. Magnolia Avenue, Orlando, FL 32801. Re: SR 408 Widening – Project No. 252A
ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY

Harold W. Worrall, P. E., Executive Director

DEPARTMENT OF HEALTH

PUBLIC ANNOUNCEMENT FOR CONSTRUCTION MANAGEMENT SERVICES

PROJECT NUMBER: DOH 98375100

PROJECT NAME: Tallahassee Childrens Medical Services (CMS) Building:

SAMAS NO. 64-30-1-000317-64300000-00-084101-99

PROJECT LOCATION: Tallahassee, Florida, Leon County, at the Southwest corner of the Intersections of Miccosukee Road and Phillips Road.

The State of Florida, Department of Health, Division of Administration, Bureau of General Services, Office of Design and Construction requests qualifications from construction management firms to provide construction management services for this project. The construction budget for this project is up to \$3.5 Million (three million, five hundred thousand dollars). First anticipated construction start date is April, 2001. Applicant must be a licensed general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application. The selection will be made in accordance with Section 255.29(3), F.S. and the procedures and criteria of Building Construction.

INSTRUCTIONS

Firms interested in being considered for this project must submit Four (4) copies of their application with a table of contents and tabbed sections in the following order:

1. Letter of interest detailing the firm’s qualification to meet the above referenced selection criteria.
2. A current Experience Questionnaire and Contractor’s Financial Statement, Form DBC5085.

3. Resumes of proposed staff and staff organizations.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. A description of the applicant's plan for Minority Business Enterprise and Women-Owned Business Enterprise.
6. References from prior clients received within the last five (5) years.

DISCRIMINATORY VENDOR LIST: Bidder acknowledges it is informed of the provisions of Section 287.134(2)(a), F.S., and represents to the Department that those provisions do not prohibit this notice.

Response Due Date: Friday, December 22, 2000, by 5:00 p.m. Applications are to be sent to: John C. Hayes, R. A., Project Manager, Department of Health, 4052 Bald Cypress Way, BIN #B06, Tallahassee, FL 32399-1734, (850)245-4444, Ext. 3165. All proposal information submitted becomes the property of the Department of Health, will be placed on file, and not returned. Applications which do not comply with the instructions set forth above and/or do not include the qualification data required will be considered improper and disqualified. Proposals submitted by qualified firms shall be evaluated in accordance with Chapter 60D-2, Florida Administrative Code and Section 287.055, Florida Statutes. The Department of Health shall shortlist a minimum of three (3) firms. Phases to be implemented are dependent on the availability of funding subject to actions of the Florida Legislative process and at sole discretion of the Department of Health. Presently funded as \$3,500,000.00 for the construction of a new facility.

INVITATION TO BID

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS BY THE DEPARTMENT OF HEALTH, HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

PROJECT NO.: 98067100

SAMAS CODE: 64-30-1-000314-64200000-00-084093-99

PROJECT NAME AND LOCATION: Broward County Health Department, Central Operations; Ft. Lauderdale, FL

FOR: State of Florida, Department of Health

PRE-QUALIFICATION: Each bidder whose field is governed by Chapter 399, 455, 489 and 633 of the Florida Statutes for licensure or certification must submit pre-qualification data of their eligibility. Submit proposals five (5) calendar days prior to the bid opening date if not previously qualified by the Department of Management Services for the current biennium (July 1 through June 30) of odd numbered years. Call (850)488-6233 for information on pre-qualification with the Department of Management Services. After the bid opening, the low bidder must qualify in accordance with Rule

60D-5.004, F.A.C. A copy of rule requirements is included in the Instruction To Bidders under Article B-2 "Bidders Qualification Requirements and Procedures".

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not do the following:

1. May not submit a bid on a contract to provide any goods or services to a public entity.
2. May not submit a bid on a contract with a public entity for the construction or repair of a public building or public work.
3. May not submit bids on leases of real property to a public entity.
4. May not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity.
5. May not transact business with any public entity in excess of the threshold amount provided in Section 287.017, F.S., for Category Two, for a period of 36 months from the date of being placed on the convicted vendor list.

DISCRIMINATORY VENDOR LIST: Bidder acknowledges it is informed of the provisions of Section 287.134(2)(a), F.S., and represents to the Department that those provisions do not prohibit this bid.

PROJECT DESCRIPTION: This project involves the remodeling of a 30-year old, three-story concrete-framed building, located on State Road 84 in Ft. Lauderdale, formerly occupied by the Florida Department of Transportation. This contract will be exclusive of asbestos abatement and demolition work, which will have been performed prior to the commencement of this work.

PERFORMANCE BOND AND LABOR MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000.00 or less, a Performance Bond and a Labor and Material Payment Bond are not required. If the construction contract award amount is more than \$100,000.00, a Performance and a Labor and Material Payment Bond SHALL be required.

MINORITY BUSINESS ENTERPRISES: In accordance with Florida Statutes, Section 287.042(4)(f)1., F.S., the Department of Health is encouraged to spend, as a "goal," twenty-one (21) percent of the monies actually expended for construction contractors with certified minority business enterprises. In the department's effort to see that this is accomplished, the Department of Health encourages minority businesses to participate in the bidding process including any bidders conferences, pre-solicitation or pre-bid meetings which are scheduled. The Department of Health further encourages contractors to utilize certified minority enterprises as subcontractors or sub-vendors whenever possible. Certified vendors are those firms certified by the State of Florida

Minority Business Advocacy and Assistance Office, 2012 Capital Circle, S. E., Hartman Building, Suite 100, Tallahassee, Florida 32399-2152, (850)487-0915.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: Wednesday, January 3, 2001, 3:00 p.m., local time

PLACE: Broward County Health Department Administrative Offices, 2421A S. W. 6th Ave., Ft. Lauderdale, FL 33315

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Addenda, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the following:

ARCHITECT-ENGINEER: Thaddeus Cohen Architects, P. A., 75 N. E. 6th Avenue, Suite 219, Delray Beach, FL, (561)276-4300, Facsimile (561)276-0244

DEPOSITS: The cost per set of bid documents is \$150.00. The General Contractor can receive two (2) sets refundable. The Mechanical, Plumbing and Electrical sub-contractors can receive one (1) set refundable. All other sub-contractors, vendors, manufacturers, etc. must purchase all documents requested.

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted no later than 5:00 p.m., local time, January 3, 2001, at the bid opening location. 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, FAC. by the Owner.

NOTICE OF THE AVAILABILITY OF THE FLORIDA EMERGENCY MEDICAL SERVICES MATCHING GRANT PROGRAM – APPLICATION PACKAGE

NAME OF AGENCY: Florida Department of Health

GRANT TITLE: Florida Emergency Medical Services Matching Grant

PURPOSE AND EFFECT: Department of Health is mandated by Chapter 401, Part II, Florida Statutes, to provide grants for prehospital Emergency Medical Services in Florida.

ELIGIBILITY: Public and private entities involved in emergency medical services systems.

REQUIREMENTS: Applicants must fund twenty-five percent of the costs of approved projects and the Department of Health will provide seventy-five percent. Applicants must submit a signed original and 12 copies of the Department of Health application.

AUTHORITY: Section 401.113(2)(b), F.S.

TO OBTAIN AN APPLICATION PACKAGE: Application packages may be requested by telephone, facsimile transmission (fax), in-person, or by mail. Telephone (850)245-4440, Extensions 2739, 2737 or 2734, Fax (850)488-2512 or (850)487-2911. Mark on the fax "Request for Matching Grant Package." Mail requests for application packages to: Bureau of Emergency Medical Services, Department of Health, 4052 Bald Cypress Way, BIN #C18, Tallahassee, FL 32399-1738. Pick up application packages in person at: Bureau of Emergency Medical Services, Florida Department of Health, 4025 Esplanade Way, 3rd Floor, Tallahassee, Florida 32399-1738.

HOW TO SUBMIT COMPLETED APPLICATIONS: Mail or hand deliver completed original applications and required copies to the preceding mail or physical address. No faxes or electronic submissions will be accepted. Each completed application including copies must be in a separate envelope marked, "EMS MATCHING GRANT APPLICATION" in bold lettering. Failure to mark the application envelope(s) as described or to meet any other requirement in this notice or in the grant manual may preclude consideration. Do not place any other correspondence intended for the Bureau in this envelope.

DEADLINE: Completed signed original applications and the required number of copies must be received by the Bureau of Emergency Medical Services no later than 3:00 p.m. (Eastern Standard Time), February 5, 2001. Applications received after this deadline, regardless of postmark, will be returned to the sender unopened.

APPLICATION PACKAGE OPENING: Department of Health staff will open, log in, and count the copies of applications beginning at 1:00 p.m. (Eastern Standard Time), February 6, 2001.

RIGHT TO REJECT: Department of Health reserves the right to reject any and all applications it determines are not in the best interest of the state.

CONTACT PERSONS: Ed Wilson, Ed_Wilson@doh.state.fl.us, or Alan Van Lewen, Alan_Vanlewen@doh.state.fl.us, (850)245-4440, Extension 2737 or 2734.

P. O. F00396

FLORIDA HOUSING FINANCE CORPORATION

Request for Proposals

2000/03

SHIP Compliance Monitoring Agent

The Florida Housing Finance Corporation invites all qualified and interested entities wishing to serve as SHIP Compliance Monitoring Agent to submit for consideration. Written, sealed shall be accepted until 5:00 p.m., December 13, 2000, Attention: Steve Auger, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

For questions or additional information, please contact: Robin L. Grantham, Compliance Manager, (850)488-4197 or robin.grantham@FloridaHousing.org

To obtain a copy of the Request for Proposals, which outlines selection criteria and offeror's responsibilities, please submit your request: Attention: Steve Auger, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329 or fax your request to same at (850)488-9809.

FISH AND WILDLIFE CONSERVATION COMMISSION

**NOTICE TO GENERAL CONTRACTORS
PREQUALIFICATION NOTICE**

The Fish and Wildlife Conservation Commission will shortly be seeking the services of a general contractor for repair of campground infrastructure as listed below.

PROJECT NUMBER: FWC 00/01-38

PROJECT NAME: Repair of Fisheating Creek Campground Infrastructure

PROJECT LOCATION: Glades County, Florida

PROJECT DIRECTOR: Grant Steelman, (863)946-2707

SERVICES TO BE PROVIDED: A general contractor will be required for construction to repair campground infrastructure through repair and installation of plumbing, lines and other infrastructure for a wastewater treatment and distribution system; water withdrawal and distribution system; repair and installation of electrical systems; and repair, installation and demolition of buildings as necessary.

RESPONSE DUE DATE: December 1, 2000, 5:00 p.m. (Eastern Time)

NUMBER of COPIES of RESPONSES: Three copies of the response required to be submitted.

REQUIREMENTS

Each potential bidder on Levels Four and Five contracts, whose field or area is governed by Chapter 399, 455, 489 or 633, F.S. for licensure will be pre-qualified by the Commission to participate in the bid process for a specified field or area of construction based on the bidder's area of license or certification. In order to be eligible to submit a bid for construction, renovation, repairs, modifications, demolition or other work on a Commission project, a potential bidder under the jurisdiction of Chapter 399, 455, 489 or 633, F.S., must provide the Commission evidence of the following qualifications:

1. Current State Contractor license certification or registration as required under Florida Statute.
2. Current Corporate Charter registration, if the potential bidder is a domestic (Florida) corporation or authority to transact business if the potential bidder is a foreign (non-Florida) corporation, as may be required by Florida law.

3. The bidder must provide a completed experience questionnaire and financial statement on the form entitled "Experience Questionnaire and Contractor's Financial Statement" (form # DBC5085 – obtained from Department of Management Services, (850)487-9922 or by calling Fish and Wildlife Conservation Commission's Purchasing, Office, Attn.: Kathy Gray, (850)488-3428). The Contractor's financial condition must demonstrate that adequate liquid assets and equipment are available to properly perform this project. Liquid assets shall include cash, stocks, bonds, pre-paid expenses and receivables, but shall not include the value of equipment.
4. Bids will only be acceptable from potential vendors who have been pre-qualified in accordance with this section and the terms of the bidding documents.
5. Each potential bidder will be notified by the Commission of pre-qualification of its eligibility or ineligibility to submit bids for this project. A firm will be allowed to correct pre-qualification deficiencies if proof of correction is received no later than 10 days after notification of deficiency(ies). Any bidder or potential bidder that is determined to be ineligible because of failure to provide evidence of the minimum requirements will not be qualified to submit a bid for this project.

Pre-qualification with other agencies will not automatically pre-qualify the contractor with the commission.

Your response should comply fully with these instructions which stipulate what is to be included in the response.

All responses shall be addressed to: Florida Fish and Wildlife Conservation Commission, Purchasing, Room 364, 620 South Meridian Street, Tallahassee, Florida 32399-1600. The envelope or container shall be plainly marked on the outside with response number FWC 00/01-38.

**NOTICE OF PROFESSIONAL CONSULTANTS
PUBLIC ANNOUNCEMENT FOR
PROFESSIONAL SERVICES FOR ENGINEERING**

The Florida Fish and Wildlife Conservation Commission announces that professional services in the discipline of civil engineering with specific expertise in the design of marine boat ramps will be required for the project listed below.

PROJECT NUMBER: FWC 00/01-35

PROJECT NAME: Navarre Beach Boat Ramp

PROJECT LOCATION: Navarre Beach, Santa Rosa County, Florida

SERVICES TO BE PROVIDED: The Design Professional is expected to schedule services and design phases (preliminary and final design), request additional services (such as soil borings, surveys, testing, permits, etc.) leading to a design solution with adequate documentation, and make the necessary inspections and observations to assure the Contractor meets the requirements of the plans and specifications.

RESPONSE DUE DATE: December 8, 2000, 3:00 p.m. (EST)
To request a complete Solicitation of Interest announcement,
contact the Commission Engineer:

Mahmoud Madkour, Ph.D., P. E.
Division of Fisheries, Room-370D
Florida Fish And Wildlife Conservation Commission
620 South Meridian Street
Tallahassee, Florida 32399-1600
Telephone (850)488-5531
Fax (850)921-1750
email: madkoum@gfc.state.fl.us

**WEST CENTRAL FLORIDA AREA AGENCY ON
AGING**

Request for Letters of Interest
for Older Americans Act Services

The West Central Florida Area Agency on Aging, Inc. is
seeking letters of interest and statements of qualifications from
qualified agencies interested in providing an array of

supportive and nutrition services under the Older Americans
Act to older persons residing in Hillsborough, Polk, Manatee,
Highlands and Hardee Counties. Interested agencies/
organizations are required to have capabilities to provide
services(s) throughout the entire county of interest effective
April 1, 2001 through December 31, 2001.

It is the basic intent of the Older Americans Act that Area
Agencies on Aging enter into agreements with providers for
the provision of supportive and nutrition services to meet
identified needs within their planning and service areas.

The services to be provided in each county are briefly
described below. This information is illustrative and is not
intended to represent the full scope of all regulations,
standards, definitions and guidelines that govern the activities
conducted under this program. This information is contained in
various manuals, circulars and other documents available for
inspection upon request and by appointment at the WCFAAA
office.

Service(s)	County
<p>1. ADULT DAY CARE*</p> <p>A program of therapeutic social and health activities and services, including meals and transportation provided to adults who have functional impairments, in a protective environment that provides as noninstitutional an environment as possible.</p>	<p>Hillsborough – A minimum of three (3) Adult Day Care sites must be established covering the rural and urban sections of Hillsborough County.</p> <p>Manatee – A minimum of one (1) Adult Day Care site must be established covering the rural and urban sections of Manatee County.</p>
<p>2. HEALTH SUPPORT</p> <p>Activities to assist persons to secure and utilize necessary medical treatments as well as preventative, emergency and health maintenance services. An example of health support services is wellness programs.</p>	<p>Hardee</p>
<p>3. HOMEMAKER</p> <p>The accomplishment of specific home management duties including housekeeping, laundry, cleaning refrigerators, clothing repair, minor home repairs, assistance with budgeting and paying bills, client transportation, meal planning and preparation, shopping assistance and routine household activities by a trained homemaker.</p>	<p>Polk</p> <p>Highlands</p>
<p>4. HOUSING IMPROVEMENT</p> <p>Provision of home repairs environmental modifications or alterations for an eligible person or assistance in obtaining needed repairs or alterations for the client’s home; and installing security devices.</p>	<p>Hillsborough</p> <p>Polk</p> <p>Manatee</p>
<p>5. NUTRITION SERVICES*</p> <p>Nutrition services must be provided on a comprehensive basis and will include Congregate Meals, Home-Delivered Meals, Nutrition Education and Outreach. Additionally, an applicant agency must provide Nutrition Education and Outreach services for both Congregate and Home-Delivered Meals.</p>	<p>Hillsborough</p> <p>Polk</p> <p>Manatee</p> <p>Highlands</p> <p>Hardee</p>

*Transportation funding for Adult Day Care and Nutrition services will be allocated to the applicant(s) that is selected to provide Adult Day Care and Nutrition services. The applicant will be responsible for adhering to the guidelines for the provision of Transportation services as indicated in Chapter 427 of the Florida Statutes.

Letters of interest should be limited to a maximum of two (2) pages. Please include the following in your letter of interest:

- Corporate name, address, phone number, fax number and e-mail address (if available) for your agency/organization.
- County of interest and services(s).
- Staffing Chart for the agency/organization (list current staff and position).

Letters of interest must be submitted as follows:

- Two (2) copies in a sealed envelope and addressed to:
 Maureen Kelly, Executive Director
 West Central Florida Area Agency on Aging, Inc.
 5911 Breckenridge Parkway, Suite B
 Tampa, FL 33610

Each copy submitted must have a cover letter signed by an Authorized Representative who shall certify that:

“The information submitted is true, accurate and complete”.

An intentional misrepresentation or falsification may result in the rejection of the RFI or if the applicant is chosen, the termination of financial assistance.

The outer envelope and letters must be marked RFI 2001 “Letter of Interest for Older Americans Act Service”

- Letters of interest may be sent by U.S. Mail – Certified – Return Receipt Requested; hand delivered; via courier or other source of express delivery excluding electronic mail.
- Letters of interest must be received by 12:00 p.m. (EDT), December 11, 2000 (Area Agency on Aging’s Clock).

Written questions should be addressed to:

Edna Cade, Assistant Director
 West Central Florida Area Agency on Aging, Inc.
 5911 Breckenridge Parkway, Suite B
 Tampa, FL 33610

Faxed and e-mailed responses will not be accepted. Late letters will be returned unopened with the notation, “This letter of interest was received after the delivery time designated for receipt and opening in the legal notice.” Only responses to the request for letters of interest will be considered if a request for proposals is issued for Older Americans Act Services. Receipt of no response by the deadline specified shall constitute a “not interested response”.

The West Central Florida Area Agency on Aging, Inc. reserves the right to accept or reject any and all responses in what it believes to be in the best interest of the Area Agency on Aging, the public, and those persons age 60 years or older of Hillsborough, Polk, Manatee, Highlands and Hardee Counties.

The West Central Florida Area Agency on Aging does not intend to award a contract on the basis of this request for information or otherwise pay for the information solicited.

GAINESVILLE-ALACHUA COUNTY REGIONAL AIRPORT AUTHORITY

INVITATION TO BID
 CONSTRUCT GROUP III AIRCRAFT STORAGE HANGAR
 BID #00-008

The Gainesville-Alachua County Regional Airport Authority (GACRAA) is soliciting sealed bids for Construct Group III Aircraft Storage Hangar. The bid documents and technical specifications will be available beginning November 13, 2000, at the Gainesville Regional Airport’s Administration office, 3880 N. E. 39th Avenue, Gainesville, Florida 32609 and at Hoyle, Tanner & Associates, Inc., 3452 Lake Lynda Drive, Suite 151, Orlando, Florida 32817.

The scope of the project includes: Base Bid – Group III Hangar Building and Site Work; Bid Alternate #1 – Hangar Floor Coating; Bid Alternate #2 – 11” Thick concrete Floor Slab and Apron Pavement; Bid Alternate #3 – Post Tensioned Concrete Hangar Floor Contract Documents entitled Construct Group III Aircraft Storage Hangar; Project No. 00-008.

All bids submitted shall be effective for 90 days. Bids must be signed by an authorized official, enclosed in a sealed envelope or package and mailed or delivered to: Airport Engineer, Gainesville Regional Airport, 3880 N. E. 39th Avenue, Suite A, Gainesville, Florida 32609. Bids received after 3:00 p.m., December 13, 2000 will not be considered.

A non-mandatory prebid conference will be held on November 20, 2000, 9:00 a.m. (EDT) at the Gainesville Regional Airport’s General Aviation Terminal, Flightline Gainesville, 4701 N. E. 40th Terrace, Gainesville, Florida.

GACRAA reserves the right to reject any or all bids received in response to this Invitation to Bid as determined to be in the best interest of the Airport.

For additional information, contact Craig Hedgecock, (352)373-0249 or Russ Holliday, (407)380-1919.

CANAVERAL PORT AUTHORITY

PROFESSIONAL SERVICES NOTICE

The CANAVERAL PORT AUTHORITY (CPA) is requesting technical proposals and qualifications from consulting firms interested in providing architectural and engineering services associated with minor construction, rehabilitation and/or renovation activities for cruise terminals, port buildings and other upland port facilities, and to provide technical support to staff at Port Canaveral, Brevard County, Florida. These services will be acquired in compliance with the Consultants Competitive Negotiations Act, Florida Statutes 287.055.

SCOPE OF WORK

The consulting firm will be required to provide professional services on an as needed basis for the Canaveral Port Authority. These services will typically be associated with minor new construction and/or additions, renovations and interior improvements to existing facilities. Security upgrades as well as technical support and development of a preventative maintenance program may also be included. Services will include development or review of program requirements, schematic design, development of construction documents, consultation during bidding and construction, report preparation and other professional services in connection with the aforementioned tasks.

MINIMUM CRITERIA

As a minimum the firms proposing shall have at least 5 years experience on work of similar nature.

PROPOSAL CONTENT

Each responding consulting firm shall provide (4) copies of their proposal giving detailed information on the following:

1. Firm history, location and proximity to project, capabilities, etc.
2. USGA Form 254 and 255
3. Previous experience with providing similar services in the recent past. Include a brief description of the work and individuals to be contacted with telephone numbers.
4. A list of services which would not be performed in house and a list of consultants which would provide these services for the firm.
5. A schedule of current commitments and the degree of completion of each.
6. An organization chart and other information which will be useful in evaluating the proposal service.
7. Outline of methodology for implementation of the proposed scope of work.
8. Resumes' of key individuals to be involved in the various aspects of the project and an explanation of each individual's role in the project.
9. Evidence of coverage with at least one million dollars of professional liability insurance.

SUBMITTAL SCHEDULE

Firms desiring to provide such professional services to the CPA must furnish four copies of their expression of interest to Canaveral Port Authority, P. O. Box 267, 200 George King Boulevard, Cape Canaveral, FL 32920, Attn.: Richard Lombroia, Director of Construction not later than 3:00 p.m., Monday, January 8, 2001.

PUBLIC MEETING

A committee established by the Chairman, will meet on Friday, January 12, 2001, 2:00 p.m., in the Port Commission Meeting Room to review and recommend for Commission approval a ranking of qualified for presentation before the CPA

Commission at a regularly scheduled meeting to be held at 2:00 p.m., Wednesday, January 17, 2001, at which time a ranking will be established.

JACKSON COUNTY BOARD OF COUNTY COMMISSIONERS**REQUEST FOR PROPOSALS (RFP)**

Request for proposals for a county wide visioning project. Jackson County, Florida is requesting consultant assistance in the planning and implementation of a county wide visioning project. To apply: To request a RFP packet, contact: Rick Pettis, Director, Department of Community Development, 4487 Lafayette Street, Marianna, Florida 32448, (850)482-9637 or email: cddir@digitalexp.com. The submittal deadline is 4:30 p.m., January 30, 2001.

**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 applications and/or other notices. 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 Section 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., December 13, 2000):

APPLICATION FOR A NEW FINANCIAL INSTITUTION

Applicant and Proposed Location: Riverside Bank of Central Florida, 401 South Semoran Boulevard, Orlando, Florida 32792

Correspondent: Sam Lester and George Iglar, Iglar & Dougherty, P. A., Attorneys at Law, 1501 Park Avenue, East, Tallahassee, Florida 32301

Received: November 8, 2000

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: First Western Bank, Cooper City, Florida 33330

Proposed Purchaser: Milstar Financial, Inc., Florida Corporation, Miami Beach, Florida 33141

Received: November 7, 2000

**APPLICATION AND PLAN FOR THE PURCHASE
OF ASSETS AND ASSUMPTION OF LIABILITIES**

Acquiring Entity: Southern Community Bank of Southwest Florida, Bonita Springs, Florida

Selling Entity: Southern Community Bank, Orlando, a Florida

Received: October 31, 2000

EXPANDED FIELD OF MEMBERSHIP

Name and Address of Applicant: Knight Ridder/Miami Herald Credit Union, 2010 N. W. 150 Avenue, Pembroke Pines, Florida 33028

Expansion Includes: Employer and employees of Pritchard Sports who work in or are paid from Miami Dade County, Florida or Broward County, Florida.

Received: November 8, 2000

Name and Address of Applicant: Central Florida Postal Credit Union, P. O. Box 56765, Orlando, Florida 32856

Expansion Includes: All employess of Coastal Mitsubishi, Melbourne, Florida.

Received: November 8, 2000

Name and Address of Applicant: Fairwinds Credit Union, 3075 N. Alafaya Trail, Orlando, Florida 32826

Expansion Includes: Residents of and people working in Volusia County, Florida.

Received: November 8, 2000

Name and Address of Applicant: Gulf States Credit Union, P. O. Box 945110, Maitland, Florida 32794-5110

Expansion Includes: Persons who work or live in the area known more or less as Casselberry, Florida, as defined by the boundaries: South – Lake Ann at Howell Branch Road; Southwest – Semoran Blvd.; Southeast – Tuskawilla Road; West – Anchor Blvd.; Northwest – Dog Track Road; North – 434; East – West of Lake Tuskawilla. All other sections remain the same.

Received: November 13, 2000

Name and Address of Applicant: North Florida Education Credit Union, Post Office Box 5198, Tallahassee, Florida 32314-5198

Expansion Includes: Persons who live or work in Leon, Gadsden, Wakulla and Franklin Counties, Florida.

Received: November 9, 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, Daewoo Motor America, Inc., intends to allow the establishment of Team Automotive Enterprise, Inc., as a dealership for the sale

of Daewoo motor vehicles, at 401 East Bearss Avenue, Tampa (Hillsborough County), Florida 33613, on or after November 30, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Team Automotive Enterprise, Inc., are: dealer operator and principal investors: Michael Kane, John Gillis and Robert Avedisian, 401 East Bearss Avenue, Tampa, Florida 33613.

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. Donald Betz, General Manager, Dealer Development, Daewoo Motor America, Inc., 1055 W. Victoria Street, Compton, CA 90220.

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, Daewoo Motor America, Inc., intends to allow the establishment of Huston Motors, Inc., as a dealership for the sale of Daewoo motor vehicles, at 1655 US Highway 27, North, Lake Wales (Polk County), Florida 33853, on or after November 30, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Huston Motors, Inc. are: dealer operator and principal investor(s): Samuel David Huston and Timothy C Huston, 1655 US Highway 27, North, Lake Wales, Florida 33853.

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. Donald Betz, General Manager, Dealer Development, Daewoo Motor America, Inc., 1055 W. Victoria Street, Compton, CA 90220.

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 Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Daewoo Motor America, Inc., intends to allow the establishment of Hernando Auto Resources, Inc., as a dealership for the sale of Daewoo motor vehicles, at 14240 Cortez Blvd., Brooksville (Hernando County), Florida 34609, on or after November 20, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Hernando Auto Resources, Inc. are: dealer operator and principal investor(s): John V. Maloney, 14240 Cortez Blvd., Brooksville, Florida 34609.

The notice indicates an intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Mr. Donald Betz, General Manager, Dealer Development, Daewoo Motor America, Inc., 1055 W. Victoria Street, Compton, CA 90220.

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, DaimlerChrysler Motors Corporation, intends to allow the establishment of East Orlando Acquisition, Inc., Steven D. Lamb and Kennedy Smith, d/b/a Greenway Dodge as a dealership for the sale of Dodge motor vehicles, at A portion of land lying within the southeast 1/4 of section 13, township 22 south, range 30, east, Orange county, Florida being more particularly described as follows: Commence at the southeast corner of section 13, township 22, south range 30, east; thence run N 00.28' 24" W., along the east line of the southeast 1/4 of said section 13 for a distance of 128.64 feet to a point on the north right-of-way line of state road #50; thence continue N 00.28'24"W., along said east line for a distance of 99.24 feet to the point of beginning thence departing said east line run 5.89 31'36"W., for a distance of 20.79 feet; thence run N.08'00'36"W., for a distance of 27.54 feet to a point on a curve concave southeasterly, having a radius of 325.95 feet, a central angle of 61'46'02", a chord bearing of N.37'54'56" W., and a chord length of 334.61 feet; thence run along the arc of said curve, an arc length of 351.38 feet to the end of said curve; thence run N. 68'46'23"W., for a distance of 118.49 feet to a point on a curve concave northeasterly having a radius of 279.00 feet, a central angle of 68'09'14", a chord bearing of N 34'42'26"W. and a chord length of 312.65 feet; thence run along the arc of said curve, an arc length of 331.87 feet to the end of said curve; thence run N.00'40'05" W., for a distance of 418.13 feet; thence run N. 01'48'50" W., for a distance of 78.13 feet; thence run N.89'25'29" E., for a distance of 522.52 feet to a point on aforesaid east line of the southeast 1/4 of section 13, township 22 south, range 30 east; thence run 5.00'28'24"E., along said east line of section 13, for a distance of 1392.43 feet to the point of beginning. Said parcel containing 13.042 acres, more or less, on or after January 1, 2001.

The name and address of the dealer operator(s) and principal investor(s) of Greenway Dodge are: dealer operator and principal investor(s): Frank Rodriguez, 9001 East Colonial Drive, Orlando, Florida 32817, Steven D. Lamb, 1035 South Suncoast Boulevard, Homosassa, Florida 34448 and Kennedy Smith, 1035 South Suncoast Boulevard, Homosassa, Florida 34448.

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. J. S. Hannan, Zone Manager, DaimlerChrysler Motors Corporation, Orlando Zone Office, Sales and Service, 8000 South Orange Blossom Trail, Orlando, Florida 32809.

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, Kawasaki Motors Corp., U.S.A., intends to allow the establishment of Xtreme Powersports, Inc., as a dealership for the sale of Kawasaki motorcycles, at 1019 US Highway 301, Tampa (Hillsborough County), Florida 33619-4903, on or after January 1, 2001.

The name and address of the dealer operator(s) and principal investor(s) of Xtreme Powersports, Inc. are: dealer operator: Hans Klockes, 6608 Seabird Way, Apollo Beach, Florida 33572 and Randy Young, 933 Bunkerview Drive, Apollo Beach, Florida 33572; principal investor(s): Hans Klockes, 6608 Seabird Way, Apollo Beach, Florida 33572 and Randy Young, 933 Bunkerview Drive, Apollo Beach, Florida 33572.

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. Jim Capps, Regional Sales Manager, Kawasaki Motors Corp., U.S.A., 6110 Boat Rock Blvd., S. W., Atlanta, GA 30378.

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, Moto Guzzi North America, Inc., intends to allow the establishment of Kurt's Inc., as a dealership for the sale of Moto Guzzi motorcycles, at 1400 Mayport Road, Atlantic Beach (Duval County), Florida 32233, on or after November 15, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Kurt's Inc., are: dealer operator: Kirt Lynch, 55 N. Roscoe Blvd., Ponte Vedra, Florida 32082; principal investor(s): Kirt Lynch, 55 N. Roscoe Blvd., Ponte Vedra, Florida 32082 and Robin Lynch, 55 N. Roscoe Blvd., Ponte Vedra, Florida 32082.

The notice indicates an intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Ms. Emily Banks, Moto Guzzi North America, Inc., 455 West Depot Street, Angler, North Carolina 27501.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

WATER MANAGEMENT DISTRICTS

Notice of Approval of SWIM Plan

NOTICE IS HEREBY GIVEN that the Governing Board of the Northwest Florida Water Management District has approved the St. Andrew Bay Watershed Surface Water Improvement and Management Plan. Pursuant to Section 373.456, Florida Statutes, the Governing Board approved the plan on September 28, 2000, and forwarded the plan to the Florida Department of Environmental Protection for review. The Department of Environmental Protection determined the plan to be consistent with state water policy and the State Comprehensive Plan on October 31, 2000. Pursuant to Section 373.456(4), Florida Statutes, this plan becomes effective and shall constitute final agency action of the Governing Board on the date of publication of this notice. This plan is subject to review pursuant to Section 373.114, Florida Statutes.

A copy of the plan is available: Northwest Florida Water Management District office, 10 miles west of Tallahassee on U.S. Highway 90, Tallahassee, Florida.

Notice of Approval of SWIM Plan

NOTICE IS HEREBY GIVEN that the Governing Board of the Southwest Florida Water Management District has approved the Surface Water Improvement and Management (SWIM) Plan for Charlotte Harbor, Florida. Pursuant to Section 373-456, Florida Statutes, the Governing Board approved the plan on September 26, 2000, and forwarded the plan to the Florida Department of Environmental Protection for review. The Department of Environmental Protection determined the plan to be consistent with State Water Policy and the State Comprehensive Plan on October 25, 2000. Pursuant to Section 373-456(4), Florida Statutes, this plan becomes effective and shall constitute final agency action of the Governing Board on the date of publication of this notice. This plan is subject to review pursuant to Section 373.114, Florida Statutes.

A copy of the plan is available at the Southwest Florida Water Management District's SWIM Section, 7601 Highway 301, North, Tampa, Florida 33637.

AGENCY FOR HEALTH CARE ADMINISTRATION

CERTIFICATE OF NEED
EXEMPTIONS

The Agency For Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

- | | |
|--|------------------------|
| County: Manatee | District: 6 |
| ID #: 0000247 | Issue Date: 11/13/2000 |
| Facility/Project: Manatee Memorial Hospital | |
| Applicant: Manatee Memorial Hospital, L.P. | |
| Project Description: Delicense 10 skilled nursing beds | |
| Proposed Project Cost: \$0 | Equipment Cost: |
| County: Broward | District: 10 |
| ID #: 0000248 | Issue Date: 10/27/2000 |
| Facility/Project: Life Care Center of Westbrooke | |
| Applicant: Life Care Health Resources, Inc. | |
| Project Description: Combination within one nursing home of beds authorized by CON #'s 7563 and 9152 | |
| Proposed Project Cost: \$7,651,000 | Equipment Cost: |
| County: Orange | District: 7 |
| ID #: 0000249 | Issue Date: 11/13/2000 |
| Facility/Project: Florida Living Nursing Center | |
| Applicant: Sunbelt Health Care Center Services, Inc. | |
| Project Description: Add 18 community nursing home beds | |
| Proposed Project Cost: \$0 | Equipment Cost: |
| AHCA Purchase Order Number S5900H00396. | |

CERTIFICATE OF NEED

DECISIONS ON EXPEDITED APPLICATIONS

The Agency for Health Care Administration issued the following decisions on Certificate of Need applications for expedited review:

County: Volusia Service District: 4
CON #: 9396 Decision: A Date: 11/07/00
Facility/Project: John Knox Village Medical Center – Orange City
Applicant: John Knox Village of Central Florida, Inc.
Project Description: Add 30 sheltered skilled nursing beds to a 120-bed approved replacement facility.
AHCA Purchase Order Number S5900H00396.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTIFICATION
ST. GEORGE ISLAND WATER SYSTEM

DWFP1901 SUPPLY, TRANSMISSION, TREATMENT

The Department of Environmental Protection has determined that the St. George Island Water System’s project will not adversely affect the environment. The project consists of installing new PVC water line to inter-connect the wells in the existing well field in the Town of East Point and to connect the well field to the existing water treatment plant on St. George Island by attaching a water line to the new bridge being constructed by the State of Florida connecting the island to the main land. In addition, a new aerator will be constructed atop the existing ground storage tank and a third high service pump

will be provided to meet the system’s water demands and maintain adequate system-wide pressure. The total cost of the project is estimated to be \$5,900,000. The project may qualify for assistance under the State Revolving Fund Program, which is composed of federal funds and state matching funds.

A full copy of the Florida Categorical Exclusion Notification can be obtained by writing: Al Bishop, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

NOTICE OF AVAILABILITY

FLORIDA FINDING OF NO SIGNIFICANT IMPACT

The Florida Department of Environmental Protection has determined that the City of Lake Alfred water system improvement project will not adversely affect the environment. The project includes repairs and an interconnect to the City’s Lake Mariana Water Plant and water main extensions throughout the City of Lake Alfred service area to provide potable water to areas prone to flooding and with a history of well contamination. The total project cost is estimated at \$4,300,000. The project may qualify for a Drinking Water State Revolving Fund (DWSRF) grant/loan composed of federal funds and state matching funds.

A full copy of the Florida Categorical Exclusion can be obtained by writing: Bob Holmden, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

DEPARTMENT OF HEALTH

On November 7, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Sheri Foster, L.P.N., license number PN 1747172. FOSTER's last known address is: 210 West Maki Road, Plant City, Florida 33566. 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 456.073(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 November 7, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Amended Order of Emergency Suspension, with regard to the license of Mary McNeely, R.N., license number RN 2218032. MCNELLY's last known addresses are: 2109 Cambridge Drive, Tallahassee, Florida 32304 and 403 Hayden Road, Apartment 109, Tallahassee, Florida 32304. 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 456.073(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.

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN November 6, 2000
 and November 9, 2000

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF BANKING AND FINANCE

Division of Finance

3D-85.300	11/7/00	11/27/00	26/40	
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DEPARTMENT OF EDUCATION

Board of Regents

6C-6.002	11/7/00	11/27/00	26/33	26/40
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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-3.047	11/8/00	11/28/00	26/28	26/40
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DEPARTMENT OF CITRUS

20-48.004	11/9/00	11/29/00	26/37	
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20-48.006	11/9/00	11/29/00	26/37	
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

61-6.015	11/6/00	11/26/00	26/27	26/38
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